

Representative Francis D. Gibson proposes the following substitute bill:

APPRENTICESHIP AND WORK-BASED LEARNING

AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Francis D. Gibson

Senate Sponsor: Ann Millner

LONG TITLE

General Description:

This bill modifies provisions related to the Talent Ready Utah Center, which is part of the Governor's Office of Economic Development.

Highlighted Provisions:

This bill:

- defines terms;
- provides that the Talent Ready Utah Center may award funding for apprenticeship programs and work-based learning programs, subject to legislative appropriation;
- describes the entities that may partner to submit a proposal for funding for an apprentice program or work-based learning program;
- describes the requirements for receiving funding for an apprentice program or work-based learning program;
- describes the Talent Ready Utah Center's duties and reporting requirements related to administering funding for apprenticeship programs and work-based learning programs; and
- makes technical changes.

Money Appropriated in this Bill:



This bill appropriates in fiscal year 2021:

- ▶ to the Governor's Office of Economic Development - Talent Ready Utah Center, as an ongoing appropriation:
- from the Education Fund, \$2,000,000.

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63N-12-501, as last amended by Laws of Utah 2019, Chapter 443

63N-12-507, as enacted by Laws of Utah 2019, Chapter 427

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **63N-12-501** is amended to read:

**CHAPTER 12. PROFESSIONAL AND TECHNICAL WORKFORCE
DEVELOPMENT PROGRAMS**

63N-12-501. Definitions.

As used in this part:

(1) "Apprenticeship program" means a program that combines paid on-the-job learning with formal classroom instruction to prepare students for careers and that includes:

(a) structured on-the-job learning for students under the supervision of a skilled employee;

(b) classroom instruction for students related to the on-the-job learning;

(c) ongoing student assessments using established competency and skills standards;

and

(d) the student receiving an industry-recognized credential or degree upon completion of the program.

(2) "Career and technical education region" means an economic service area created in Section **35A-2-101**.

[+] (3) "Center" means the Talent Ready Utah Center created in Section **63N-12-502**.

[+] (4) "High quality professional learning" means the professional learning standards for teachers and principals described in Section **53G-11-303**.

(5) "Institution of higher education" means the University of Utah, Utah State University, Southern Utah University, Weber State University, Snow College, Dixie State University, Utah Valley University, or Salt Lake Community College.

~~[(3)]~~ (6) "Local education agency" means a school district, a charter school, or the Utah Schools for the Deaf and the Blind.

~~[(4)]~~ (7) "Master plan" means the computer science education master plan described in Section 63N-12-505.

(8) "Participating employer" means an employer that:

(a) partners with an educational institution on a curriculum for an apprenticeship program or work-based learning program; and

(b) provides an apprenticeship or work-based learning program for students.

(9) "Stackable credentials" means a sequence of credentials that:

(a) can be accumulated over time to build up an individual's qualifications for a better job or higher wage;

(b) are part of a career pathway system; and

(c) provide the option of culminating in an associate or bachelor's degree.

~~[(5)]~~ (10) "State board" means the State Board of Education.

~~[(6)]~~ (11) "Talent ready board" means the Talent Ready Utah Board created in Section 63N-12-503.

(12) "Technical college" means:

(a) a technical college described in Section 53B-2a-105;

(b) the School of Applied Technology at Salt Lake Community College established in Section 53B-16-209;

(c) Utah State University Eastern established in Section 53B-18-1201;

(d) Utah State University Blanding established in Section 53B-18-1202; or

(e) the Snow College Richfield campus established in Section 53B-16-205.

(13) (a) "Work-based learning program" means a program that combines structured and supervised learning activities with authentic work experiences and that is implemented through industry and education partnerships.

(b) "Work-based learning program" includes the following objectives:

(i) providing students an applied workplace experience using knowledge and skills

88 attained in a program of study that includes an internship, externship, or work experience;

89 (ii) providing an educational institution with objective input from a participating
90 employer regarding the education requirements of the current workforce; and

91 (iii) providing funding for programs that are associated with high-wage, in-demand, or
92 emerging occupations.

93 [(7)] (14) "Workforce programs" means education or industry programs that facilitate
94 training the state's workforce to meet industry demand.

95 Section 2. Section **63N-12-507** is amended to read:

96 **63N-12-507. Apprenticeships and work-based learning.**

97 ~~[(1) The center in collaboration with the talent ready board shall partner with private~~
98 ~~businesses and the State Board of Education to create a pilot program for apprenticeships that~~
99 ~~begin in grade 11 and grade 12.]~~

100 ~~[(2) The elements of an apprentice program described in this part may include:]~~

101 ~~[(a) partnering with private businesses to offer apprentice positions to high school~~
102 ~~students;]~~

103 ~~[(b) the center soliciting participation from businesses in various sectors, such as~~
104 ~~advanced manufacturing, information technology, financial services, business operations, and~~
105 ~~health care;]~~

106 ~~[(c) the center in partnership with the State Board of Education soliciting the~~
107 ~~participation of local education agencies and students;]~~

108 ~~[(d) students selected for apprentice positions spending part of the students' week~~
109 ~~learning at school and part of the week learning at a job with a private business;]~~

110 ~~[(e) the center in partnership with the State Board of Education collaborating with~~
111 ~~private businesses to ensure that offered apprenticeships provide career competencies and~~
112 ~~stackable credentials so that the skills apprentices are developing prepare them for the job~~
113 ~~market;]~~

114 ~~[(f) the center in partnership with the State Board of Education ensuring that~~
115 ~~apprenticeship training meets competency-based standards described in Section [53E-4-204](#),~~
116 ~~such that the apprentices can graduate from high school in the traditional amount of time;]~~

117 ~~[(g) the center in partnership with the State Board of Education ensuring that students~~
118 ~~participating in an apprentice program as described in this section are counted as full-day~~

equivalent pupils of the local education agency the student attends for purposes of state funding;]

~~[(h) the center providing an intermediary role between the systems of business and education, recruiting students for apprenticeships, and ensuring apprentice work and school schedules are optimized;]~~

~~[(i) participating private businesses;]~~

~~[(i) paying wages, providing meaningful work experience, and providing nationally-recognized certifications to apprentices; and]~~

~~[(ii) offering full-time positions or subsidized higher education opportunities to apprentices after successful completion of apprenticeships; and]~~

~~[(j) researching and implementing innovations and best practices from other jurisdictions;]~~

(1) The center in collaboration with the talent ready board may partner with one or more of the following to facilitate and encourage apprenticeship opportunities and work-based learning opportunities for Utah students:

(a) the state board;

(b) the Utah System of Technical Colleges;

(c) the Utah System of Higher Education; and

(d) a participating employer in the state.

(2) Subject to appropriations from the Legislature and in accordance with the proposal process and other provisions of this section, the talent ready board, with the concurrence of the executive director, may provide funding for approved apprenticeship opportunities and work-based learning opportunities.

(3) To receive funding under this section, an entity described in Subsection (1) seeking to partner with the center shall submit a proposal through the center, in a form approved by the center and in accordance with deadlines determined by the center, that contains the following elements:

(a) the proposal shall include:

(i) a description of the proposed apprenticeship program or work-based learning program that demonstrates the program will be:

(A) responsive to the workforce needs of a high demand industry or occupation; and

150 (B) a partnership between at least one participating employer and at least one public
 151 high school, technical college, or institution of higher education;
 152 (ii) an estimate of:
 153 (A) student enrollment in the program;
 154 (B) what school credit, credentials, certifications, or other workforce attainments will
 155 be provided by the program; and
 156 (C) job-placement rates for students who complete the program;
 157 ~~Ĥ→ [(iii) evidence that each participating employer is committed to:~~
 158 ~~—— (A) participating and contributing to the program; and~~
 159 ~~—— (B) paying wages to students participating in the program;]~~ ←Ĥ
 160 ~~Ĥ→ [(iv)] (iii) ←Ĥ~~ a description of any financial contributions or in-kind contributions that
 160a will be
 161 provided by each participating employer in the program;
 162 ~~Ĥ→ [(v)] (iv) ←Ĥ~~ if the program would require state board approval under the provisions of
 162a Section
 163 [53B-16-102](#), evidence that the state board has approved the program; and
 164 ~~Ĥ→ [(v)] (v) ←Ĥ~~ the amount of funding requested for the program, including justification
 164a for the
 165 funding; and
 166 (b) while not required, a preference may be given to a proposal that includes:
 167 (i) a description of a stackable credentialing pathway for participating students that will
 168 be created by the program between at least two of the following:
 169 (A) a public high school;
 170 (B) a technical college; and
 171 (C) an institution of higher education; or
 172 (ii) the potential for participating students to obtain full-time employment with the
 173 participating employer upon completion of the program.
 174 (4) The talent ready board shall review and prioritize each proposal received and
 175 determine whether the proposal should be funded, using the following criteria:
 176 (a) the quality and completeness of the elements of the proposal described in
 177 Subsection (3)(a);
 178 (b) the quality of the optional elements of the proposal described in Subsection (3)(b);
 179 (c) to what extent the proposal would expand the capacity to meet state or regional
 180 workforce needs; and

181 (d) other relevant criteria as determined by the talent ready board.

182 (5) A partnership that receives funding under this section:

183 (a) shall use the money to accomplish the proposed apprenticeship program or
184 work-based learning program;

185 (b) may use the money to offset a participating employer's direct operational costs
186 associated with employing students as part of an approved apprenticeship program or
187 work-based learning program;

188 (c) except as provided in Subsection (5)(d), may not use the money for educational
189 administration; and

190 (d) may use the money to support one full-time employee within a career and technical
191 education region if:

192 (i) each participating local education agency, public high school, technical college, and
193 institution of higher education agree on which entity will house the full-time employee;

194 (ii) the full-time employee spends all of the employee's time working exclusively to
195 develop apprentice programs or work-based learning programs; and

196 (iii) the full-time employee is responsible for regular reporting to and receiving training
197 from the director of the center.

198 (6) The center shall be responsible for the administration of apprenticeship programs
199 and work-based learning programs described in this section, including:

200 (a) working with and providing technical assistance to the participating partners that
201 establish apprentice programs and work-based learning programs and that receive funding
202 under the provisions of this section;

203 (b) establishing reporting requirements for participating partners that establish
204 apprentice programs and work-based learning programs and that receive funding under the
205 provisions of this section;

206 (c) providing outreach and marketing to encourage more employers to participate; and

207 (d) annually providing information to GOED regarding the activities, successes, and
208 challenges of the center related to administering apprentice programs and work-based learning
209 programs for inclusion in GOED's annual written report described in Section [63N-1-301](#),
210 including:

211 (i) specific entities that received funding under this section;

(ii) the amount of funding provided to each entity; and
(iii) the number of participating students in each apprenticeship program and work-based learning program.

(7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and the provisions of this section, the center may make rules regarding:

- (a) the method and deadlines for applying for funding under this section;
- (b) the distribution of funding under this section; and
- (c) the reporting requirements of each entity receiving funding under this section.

Section 3. **Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2020, and ending June 30, 2021. These are additions to amounts previously appropriated for fiscal year 2021. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

To Governor's Office of Economic Development - Talent Ready Utah Center

From Education Fund

\$2,000,000

Schedule of Programs:

Apprenticeship and Work-Based Learning

Opportunities Program

\$2,000,000

The Legislature intends that:

(1) the Talent Ready Utah Center expend appropriations under this item to implement the educational purposes of the apprenticeship and work-based learning opportunities program described in Section [63N-12-507](#);

(2) under Section [63J-1-603](#), appropriations provided by this item not lapse at the close of fiscal year 2021; and

(3) the Governor's Office of Economic Development and the Talent Ready Utah Center may not use money from this appropriation to pay for administrative support provided by the Governor's Office of Economic Development or the Talent Ready Utah Center related to the apprenticeship and work-based learning opportunities program described in Section [63N-12-507](#).