~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

February 3, 2022

**H. 4766**

Introduced by Reps. Allison, Lucas and Felder

S. Printed 2/3/22--H. [SEC 2/4/22 3:47 PM]

Read the first time January 12, 2022.

**THE COMMITTEE ON EDUCATION AND PUBLIC WORKS**

To whom was referred a Bill (H. 4766) to amend Section 13‑1‑2030, Code of Laws of South Carolina, 1976, relating to the Coordinating Council for Workforce Development, so as to delete references to, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by adding an appropriately numbered SECTION at the end to read:

/ SECTION \_\_. Section 59-59-175 of the 1976 Code is repealed. /

Renumber sections to conform.

Amend title to conform.

MERITA A. ALLISON for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

**Explanation of Fiscal Impact**

**State Expenditure**

This bill specifies additional duties for the Coordinating Council for Workforce Development, including the development of a statewide workforce plan and the enforcement of the Education and Economic Development Act of Chapter 59, Title 59. Updates to the workforce plan are required every five years. The bill also adds five new members to the council. Furthermore, the bill requires SDE to provide staff for the council, which is currently staffed by the Commission on Higher Education, the Department of Commerce, and the State Board for Technical and Comprehensive Education. Lastly, the bill directs the Code Commissioner to update certain references within the 1976 Code.

**The Department of Commerce.** Commerce expects the agency will manage any expenditures related to the addition of five new members to the council within existing appropriations. However, Commerce anticipates that the council’s development of a unified, statewide workforce plan as described in the bill would increase general fund expenditures of the agency by anywhere from $500,000 to $750,000, the timing of which will depend upon the execution of the development of the plan. Additionally, updates to the workforce plan every five years will increase general fund expenditures of the agency by up to $100,000 for each update. Therefore, this bill will result in a non-recurring general fund increase of up to $750,000 for Commerce in the year that the plan is developed and an additional general fund expenditure of $100,000 every fifth year thereafter.

**State Department of Education.** This bill requires SDE to provide staff support for the council. The agency expects to adhere to the requirements of the bill using existing resources. Therefore, this bill will have no expenditure impact for SDE.

**Legislative Council.** This bill requires the Code Commissioner, within Legislative Council, to update references for the Coordinating Council for Workforce Development. Updating code sections is within the normal course of business for the Code Commissioner. Therefore, this bill will have no expenditure impact for Legislative Council.

Frank A. Rainwater, Executive Director

Revenue and Fiscal Affairs Office

**A** **BILL**

TO AMEND SECTION 13‑1‑2030, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE COORDINATING COUNCIL FOR WORKFORCE DEVELOPMENT, SO AS TO DELETE REFERENCES TO DESIGNEES ON THE COORDINATING COUNCIL.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 13‑1‑2030 of the 1976 Code is amended to read:

“Section 13‑1‑2030.(A) There is established the ‘Coordinating Council for Workforce Development’ which is created to engage in discussions, collaboration, and information sharing concerning the state’s ability to prepare and train workers to meet current and future workforce needs. The coordinating council ~~shall~~ must be comprised of ~~the following members~~:

(1) the Secretary of the Department of Commerce ~~or his designee~~;

(2) the State Superintendent of Education ~~or his designee~~;

(3) the Executive Director of the State Board for Technical and Comprehensive Education ~~or his designee~~;

(4) the Executive Director of the Department of Employment and Workforce ~~or his designee~~;

(5) the Executive Director of the Commission on Higher Education ~~or his designee~~;

(6) the president or provost of a research university who ~~shall be~~ is selected by the presidents of the research universities;

(7) the president or provost of a four‑year college or university who ~~shall be~~ is selected by the presidents of the four‑year universities;

(8) the president of a technical college who shall be appointed by the Chairman of the State Board for Technical and Comprehensive Education;

(9) ~~a person~~ the following members appointed by the State Superintendent of Education who ~~has particularized~~ haveexpertise regarding Chapter 59, Title 59, the South Carolina Education and Economic Development Act:

(a) a school district superintendent;

(b) a school counselor; and

(c) a career and technology education director; ~~and~~

(10) ~~a representative~~ two representatives from the business community appointed by the ~~President of the South Carolina Chamber of Commerce~~ Governor, who have professional expertise in economic development and workforce issues;

(11) a person appointed by the Chairman of the House Education and Public Works Committee; and

(12) a person appointed by the Chairman of the Senate Education Committee.

(B)(1) The coordinating council shall:

(a) facilitate and coordinate the development of a unified, statewide workforce plan that utilizes data and analysis to identify statewide workforce priorities and create measurable, time‑sensitive metrics in which all workforce pipeline stakeholders including, but not limited to, education and workforce boards, councils, and partner representatives, participate. The statewide workforce plan must ensure that federal and state requirements are met and agency constituents remain served. The plan also must establish standardized education and workforce terminology and definitions to be used across all agencies and sectors. The plan must identify at least two, but not more than four, goals to be accomplished in less than four years and update those goals every five years;

(b) advise appropriate agencies and governing boards to ensure the components of Chapter 59, Title 59, are implemented with fidelity to provide a better prepared workforce, student success in postsecondary education, and enhanced coordination between K‑12, higher education, and employers. The council shall review accountability and performance measures for implementation of this article and make recommendations for the promulgation of regulations to carry out its provisions including, but not limited to, enforcement procedures, which may include monitoring and auditing functions, and addressing consequences for noncompliance;

(c) utilize data and analysis to develop a method for identifying and addressing long‑term workforce needs and make evidence‑based recommendations to the General Assembly;

~~(a)~~(d) develop and implement procedures for sharing information and coordinating efforts among stakeholders to prepare the state’s current and emerging workforce to meet the needs of the state’s economy~~. The primary workforce focus of the council shall be on persons over age twenty one~~;

~~(b)~~(e) make recommendations to the General Assembly concerning matters related to workforce development that exceed the council members’ agencies’ scope of authority to implement and legislation is required;

~~(c)~~(f) recommend, to the General Assembly, programs intended to increase student access to and incentivize workforce training within state training programs or through programs offered by businesses through scholarships, grants, loans, tax credits, or other programs documented to be effective in addressing current and future workforce needs;

~~(d)~~ ~~develop a method for identifying and addressing long‑term workforce needs;~~

~~(e)~~(g) conduct an ongoing inventory of existing workforce programs to identify duplications among and within the programs and identify ineffective programs. The council may make recommendations concerning the appropriate actions necessary to eliminate duplication, improvements to ineffective programs so that the programs can achieve the desired result, or the elimination of programs that no longer meet workforce needs;and

~~(f)~~(h) submit an annual progress report to the Governor and the General Assembly, by ~~July~~ September first of each fiscal year, concerning the actions taken by the council during the previous fiscal year, and any recommendations for legislation or agency action. The council may submit additional reports on an ongoing basis as deemed necessary by the council chairman.

(2) The coordinating council may create subcommittees or advisory groups comprised of community or state or local government stakeholders to assist the council in carrying out the council’s duties as contained in item (1).

(C) The Secretary of the Department of Commerce ~~or his designee to the coordinating council shall be~~is the coordinating council’s chairman.

(D) The Department of Education, the Commission on Higher Education, the Department of Commerce, and the State Board for Technical and Comprehensive Education shall provide staff for the coordinating council.”

SECTION 2. The Code Commissioner is directed to change or correct all references to the “Education and Economic Development Coordinating Council” to the “Coordinating Council for Workforce Development.” References to the Education and Economic Development Coordinating Council in the 1976 Code or other provisions of law are considered to be and must be construed to mean the “Coordinating Council for Workforce Development.”

SECTION 3. This act takes effect upon approval by the Governor.

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