

AN ACT

1 Amending the act of December 18, 2001 (P.L.949, No.114),
2 entitled "An act establishing a unified workforce investment
3 system; restructuring certain administrative functions,
4 procedures and entities; transferring workforce development
5 functions of Commonwealth agencies; establishing the
6 Pennsylvania Workforce Investment Board; providing for
7 critical job training grants, for guarantees for program
8 quality and performance for workforce development programs,
9 for workforce leadership grants and for industry
10 partnerships; establishing the Keystone Works Program; and
11 authorizing local workforce investment boards," in
12 Pennsylvania Workforce Investment Board, providing for
13 funding prohibition and performance metrics.

14 The General Assembly of the Commonwealth of Pennsylvania
15 hereby enacts as follows:

16 Section 1. The act of December 18, 2001 (P.L.949, No.114),
17 known as the Workforce Development Act, is amended by adding a
18 section to read:

19 Section 306. Funding prohibition and performance metrics.

20 (a) General rule.--No funds, whether appropriated by the
21 Federal Government and designated by the Governor for workforce
22 investment or specifically appropriated by State government for
23 workforce investment, may be distributed by the Department of

1 Labor and Industry to a workforce investment program in a local
2 area where the program has been established for at least one
3 year and has failed to demonstrate measurable progress toward
4 achieving the program's stated objectives through the
5 performance measures established by the board and local
6 workforce investment boards.

7 (b) Alternate distribution.--The funds under subsection (a)
8 may be distributed by the Department of Labor and Industry to an
9 existing workforce investment program that has demonstrated
10 progress within the local area, a new workforce investment
11 program developed within the local area or, if no such programs
12 exist, to new or successful programs in other areas of this
13 Commonwealth as permitted by applicable Federal and State law.

14 (c) Reporting.--The board shall include information about
15 funding denied from programs as a result of this section in the
16 board's required annual report to the General Assembly.

17 Section 2. This act shall take effect in 60 days.