

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Emergency Employment Development
5 Act is amended by changing Sections 2, 3, 6, 7, 9 and by adding
6 Sections 11, 12, 13, 14, 17, and 18 as follows:

7 (20 ILCS 630/2) (from Ch. 48, par. 2402)

8 Sec. 2. For the purposes of this Act, the following words
9 have the meanings ascribed to them in this Section.

10 (a) "Advisory Committee" means the 21st Century Workforce
11 Development Fund Advisory Committee, established under the
12 21st Century Workforce Development Fund Act.

13 (b) ~~(a)~~ "Coordinator" means the Illinois Emergency
14 Employment Development Coordinator appointed under Section 3.

15 (c) "Department" means the Illinois Department of Commerce
16 and Economic Opportunity.

17 (d) "Director" means the Director of Commerce and Economic
18 Opportunity.

19 (e) ~~(b)~~ "Eligible business" means a for-profit business.

20 (f) ~~(c)~~ "Eligible employer" means an eligible nonprofit
21 agency, or an eligible business.

22 (g) ~~(d)~~ "Eligible job applicant" means a person who (1) has
23 been a resident of this State for at least one year; and (2) is

1 unemployed; and (3) is not receiving and is not qualified to
2 receive unemployment compensation or workers' compensation;
3 and (4) is determined by the employment administrator to be
4 likely to be available for employment by an eligible employer
5 for the duration of the job. †

6 ~~A. (1) has been a resident of this State for at least~~
7 ~~one year; and (2) is unemployed; and (3) is not receiving~~
8 ~~and is not qualified to receive unemployment compensation~~
9 ~~or workers' compensation; and (4) is determined by the~~
10 ~~employment administrator to be likely to be available for~~
11 ~~employment by an eligible employer for the duration of the~~
12 ~~job; or~~

13 ~~B. is otherwise eligible for services under the Job~~
14 ~~Training Partnership Act (29 USCA 1501 et seq.).~~

15 ~~In addition, a farmer who resides in a county qualified~~
16 ~~under Federal Disaster Relief and who can demonstrate severe~~
17 ~~financial need may be considered unemployed under this~~
18 ~~subsection.~~

19 (h) (e) "Eligible nonprofit agency" means an organization
20 exempt from taxation under the Internal Revenue Code of 1954,
21 Section 501(c)(3).

22 (i) (f) "Employment administrator" means the
23 administrative entity designated by the Coordinator, and
24 approved by the Advisory Committee, to administer the
25 provisions of this Act in each service delivery area. With
26 approval of the Advisory Committee, the Coordinator may

1 designate an administrative entity authorized under the
2 Workforce Investment Act or private, public, or non-profit
3 entities that have proven effectiveness in providing training,
4 workforce development, and job placement services to
5 low-income individuals ~~Manager of the Department of Commerce~~
6 ~~and Economic Opportunity Job Training Programs Division or his~~
7 ~~or her designee.~~

8 (j) "Fringe benefits" means all non-salary costs for each
9 person employed under the program, including, but not limited
10 to, workers compensation, unemployment insurance, and health
11 benefits, as would be provided to non-subsidized employees
12 performing similar work.

13 (k) ~~(g)~~ "Household" means a group of persons living at the
14 same residence consisting of, at a maximum, spouses and the
15 minor children of each.

16 (l) ~~(h)~~ "Program" means the Illinois Emergency Employment
17 Development Program created by this Act consisting of temporary
18 work relief projects in nonprofit agencies and new job creation
19 in the private sector.

20 ~~(i) "Service Delivery Area" means that unit or units of~~
21 ~~local government designated by the Governor pursuant to Title~~
22 ~~I, Part A, Section 102 of the Job Training Partnership Act (29~~
23 ~~USCA et seq.).~~

24 ~~(j) "Excess unemployed" means the number of unemployed in~~
25 ~~excess of 6.5% of the service delivery area population.~~

26 ~~(k) "Private industry council" means governing body of each~~

1 ~~service delivery area created pursuant to Title I, Section 102~~
2 ~~of the Job Training Partnership Act (29 USC 1501 et seq.).~~

3 (m) "Service delivery area" means an area designated as a
4 Local Workforce Investment Area by the State.

5 (n) "Workforce Investment Act" means the federal Workforce
6 Investment Act of 1998, any amendments to that Act, and any
7 other applicable federal statutes.

8 (Source: P.A. 94-793, eff. 5-19-06.)

9 (20 ILCS 630/3) (from Ch. 48, par. 2403)

10 Sec. 3. Illinois Emergency Employment Development
11 Coordinator.

12 (a) The governor shall ~~may~~ appoint an Illinois Emergency
13 Employment Development Coordinator to administer the
14 provisions of this Act. The coordinator shall be within the
15 Department of Commerce and Economic Opportunity, but shall be
16 responsible directly to the governor. The coordinator shall
17 have the powers necessary to carry out the purpose of the
18 program.

19 (b) The coordinator shall:

20 (1) recommend one or more Employment Administrators
21 for each service delivery area for approval by the Advisory
22 Committee, with recommendations based on the demonstrated
23 ability of the Employment Administrator to identify and
24 address local needs ~~Coordinate the Program with other State~~
25 ~~agencies;~~

1 (2) enter into a contract with one or more Employment
2 Administrators in each service delivery area ~~Coordinate~~
3 ~~administration of the program with the general assistance~~
4 ~~program;~~

5 (3) assist the Employment Administrator in developing
6 a satisfactory plan if an Employment Administrator submits
7 one that does not conform to program requirements ~~Set~~
8 ~~policy regarding disbursement of program funds; and~~

9 (4) convene and provide staff support to the Advisory
10 Committee;

11 (5) coordinate the program with other State agencies
12 and services including public benefits and workforce
13 programs for unemployed individuals; and ~~Perform general~~
14 ~~program marketing and monitoring functions.~~

15 (6) perform general program marketing and monitoring
16 functions.

17 (c) The coordinator shall administer the program within the
18 Department of Commerce and Economic Opportunity. The Director
19 of Commerce and Economic Opportunity shall provide
20 administrative support services to the coordinator for the
21 purposes of the program.

22 (d) The coordinator shall report to the Governor, the
23 Advisory Committee, ~~Illinois Job Training Coordinating Council~~
24 and the General Assembly on a quarterly basis concerning (1)
25 the number of persons employed under the program; (2) the
26 number and type of employers under the program; (3) the amount

1 of money spent in each service delivery area for wages for each
2 type of employment and each type of other expenses; (4) the
3 number of persons who have completed participation in the
4 program and their current employment, educational or training
5 status; ~~and~~ (5) any information requested by the General
6 Assembly, the Advisory Committee, or governor or deemed
7 pertinent by the coordinator; and (6) any identified violations
8 of this Act and actions taken. Each report shall include
9 cumulative information, as well as information for each
10 quarter.

11 (e) Rules. The Director of Commerce and Economic
12 Opportunity, with the advice of the coordinator and the
13 Advisory Committee, shall adopt rules for the administration
14 and enforcement of this Act.

15 (Source: P.A. 96-995, eff. 1-1-11.)

16 (20 ILCS 630/6) (from Ch. 48, par. 2406)

17 Sec. 6. Program funds; uses. ~~Funds appropriated for the~~
18 ~~purposes of the program shall not exceed \$10 million per fiscal~~
19 ~~year.~~

20 Funds appropriated for the purposes of the program may be
21 used as follows:

22 (a) To provide a State contribution for wages and fringe
23 benefits for eligible job applicants for a maximum of 1,040
24 hours over a maximum period of 52 ~~26~~ weeks per job applicant.
25 ~~For eligible job applicants participating in a job training~~

1 ~~program, the State contribution for wages may be used for a~~
2 ~~maximum period of 52 weeks per job applicant. The minimum~~
3 ~~allowable hourly wage for job applicants employed in this~~
4 ~~program shall not be below 120% of the current State minimum~~
5 ~~wage rate. At least 75% of the funds appropriated for the~~
6 ~~program must be used to pay wages and fringe benefits for~~
7 ~~eligible job applicants. State contribution amounts are as~~
8 ~~follows:~~

9 (1) For for-profit business employers, the ~~The~~ State
10 contribution for wages shall be 50% of the minimum
11 allowable hourly wage ~~wages up to a maximum of \$4 per hour~~
12 for each eligible job applicant employed. The State
13 contribution for fringe benefits may be up to 25% of the
14 State wage contribution ~~\$1 per hour for each eligible job~~
15 applicant employed. The employer must match wages in an
16 amount equal to or greater than the State contribution for
17 this program. Employers are responsible for the remaining
18 costs of any benefits provided and other employment related
19 costs. ~~The~~ ~~However, the~~ employer may use funds from other
20 sources to provide increased wages and benefits to the
21 applicants it employs. ~~During the first fiscal year in~~
22 ~~which the program is in effect, at least 75% of the funds~~
23 ~~appropriated for the program must be used to pay wages for~~
24 ~~eligible job applicants. During each subsequent fiscal~~
25 ~~year in which the program is in effect, at least 85% of the~~
26 ~~funds appropriated for the program must be used to pay~~

1 ~~wages for eligible job applicants;~~

2 (2) For non-profit employers participating in this
3 program, the State contribution for wages shall be 75% of
4 the minimum allowable hourly wage for each eligible job
5 applicant employed. The State contribution for fringe
6 benefits may be up to 25% of the state wage contribution
7 per hour for each eligible job applicant employed. The
8 employer must match wages in an amount equal to or greater
9 than the State contribution for this program. The State
10 contribution may be used to provide workers' compensation
11 coverage to applicants employed by government or
12 non-profit agencies under this Act. Employers are
13 responsible for the remaining costs of any benefits. The
14 employer may use funds from other sources to provide
15 increased wages and benefits to the applicants it employs.

16 (b) To provide child care services or subsidies or other
17 supportive services necessary to maintain employment to
18 applicants employed under the program;

19 (c) To provide workers' compensation coverage to
20 applicants employed by nonprofit agencies under the program;

21 (d) To provide job search assistance, labor market
22 orientation, job seeking and work readiness skills, and
23 referral for other services;

24 (e) To purchase supplies and materials for projects
25 creating permanent improvements to public property in an amount
26 not to exceed one percent of the funds appropriated; and -

1 (f) To reimburse the Department in an amount not to exceed
2 1% of the funds appropriated for the actual cost of
3 administering this Act, and to reimburse the Employment
4 Administrators in an amount not to exceed 4.5% of the funds
5 allocated to them for their actual cost of administering this
6 Act. The Director and the Employment Administrators shall
7 leverage funds from other sources to cover the administrative
8 costs of this program whenever possible.

9 The Employment Administrator of each service delivery area
10 shall submit to the Coordinator a spending plan establishing
11 that funds allocated to the service delivery area will be used
12 within one year after the effective date, in the manner
13 required by this Act. Any funds allocated to a service delivery
14 area for which there is no spending plan approved by the
15 Coordinator shall be returned to the Department and may be
16 reallocated by the Coordinator to other Employment
17 Administrators.

18 (Source: P.A. 84-792.)

19 (20 ILCS 630/7) (from Ch. 48, par. 2407)

20 Sec. 7. Duties of State agencies.

21 (a) The Department of Employment Security ~~Commerce and~~
22 ~~Economic Opportunity~~ shall post information publicizing
23 ~~publicize~~ the program and shall provide staff assistance as
24 requested by employment administrators in ~~the screening of~~
25 ~~businesses and~~ the collection of data about participants in the

1 program.

2 (b) The Secretary of Human Services shall make available to
3 each employment administrator lists of local child care
4 providers through the Child Care Resource and Referral Network
5 available to persons employed under the program. ~~The Director~~
6 ~~of Children and Family Services shall provide to each~~
7 ~~employment administrator lists of currently licensed local day~~
8 ~~care facilities, updated quarterly, to be available to all~~
9 ~~persons employed under the program.~~

10 (c) The Secretary of Human Services shall post information
11 publicizing the program to applicants and recipients of ~~take~~
12 ~~all steps necessary to inform each applicant for public aid of~~
13 ~~the availability of the program.~~

14 (Source: P.A. 94-793, eff. 5-19-06.)

15 (20 ILCS 630/9) (from Ch. 48, par. 2409)

16 Sec. 9. (a) Eligible businesses. A business employer is an
17 eligible employer if it enters into a written contract, signed
18 and subscribed to under oath, with the employment administrator
19 for its service delivery area containing assurances that:

20 (1) funds received by a business shall be used only as
21 permitted under the program;

22 (2) the business has submitted a plan to the employment
23 administrator (1) describing the duties and proposed
24 compensation of each employee proposed to be hired under the
25 program; and (2) demonstrating that with the funds provided

1 under the program the business is likely to succeed and
2 continue to employ persons hired under the program;

3 (3) the business will use funds exclusively for
4 compensation and fringe benefits of eligible job applicants and
5 will provide employees hired with these funds with fringe
6 benefits and other terms and conditions of employment
7 comparable to those provided to other employees of the business
8 who do comparable work;

9 (4) the funds are necessary to allow the business to begin,
10 or to employ additional people, but not to fill positions which
11 would be filled even in the absence of funds from this program;

12 (5) the business will cooperate with the coordinator in
13 collecting data to assess the result of the program; and

14 (6) the business is in compliance with all applicable
15 affirmative action, fair labor, health, safety, and
16 environmental standards.

17 (b) In allocating funds among eligible businesses, the
18 employment administrator shall give priority to businesses
19 which best satisfy the following criteria:

20 (1) have a high potential for growth and long-term job
21 creation;

22 (2) are labor intensive;

23 (3) make high use of local and State resources;

24 (4) are under ownership of women and minorities;

25 (4-5) meet the definition of a small business as defined in
26 Section 5 of the Small Business Advisory Act;

1 (4-10) produce energy conserving materials or services or
2 are involved in development of renewable sources of energy;

3 (5) have their primary places of business in the State; and

4 (6) intend to continue the employment of the eligible
5 applicant for at least 6 months of unsubsidized employment.

6 (c) (Blank). ~~If the eligible employee remains employed for~~
7 ~~6 months of unsubsidized employment, his employer may apply for~~
8 ~~a bonus equal to 1/6 of the subsidy provided to the employer~~
9 ~~for that employee under this Act.~~

10 (d) A business receiving funds under this program shall
11 repay 70% of the amount received for each eligible job
12 applicant employed who does not continue in the employment of
13 the business for at least 6 months beyond the subsidized period
14 unless the employer dismisses an employee for good cause and
15 works with the Employment Administrator to employ and train
16 another person referred by the Employment Administrator. The
17 Employment Administrator shall forward payments received under
18 this subsection to the Coordinator on a monthly basis. The
19 Coordinator shall deposit these payments into the Illinois 21st
20 Century Workforce Development Fund.

21 (Source: P.A. 84-1399.)

22 (20 ILCS 630/11 new)

23 Sec. 11. Illinois 21st Century Workforce Development Fund
24 Advisory Committee.

25 (a) The 21st Century Workforce Development Fund Advisory

1 Committee, established under the 21st Century Workforce
2 Development Fund Act, shall provide oversight to the Illinois
3 Emergency Employment Development program.

4 (b) The Advisory Committee shall meet at the call of the
5 Coordinator to do the following:

6 (1) establish guidelines for the selection of
7 Employment Administrators;

8 (2) review recommendations of the Coordinator and
9 approve final selection of Employment Administrators;

10 (3) develop guidelines for the emergency employment
11 development plans to be created by each Employment
12 Administrator;

13 (4) review the emergency employment development plan
14 submitted by the Employment Administrator of each service
15 delivery area and approve satisfactory plans;

16 (5) ensure that the program is widely marketed to
17 employers and eligible job seekers;

18 (6) set policy regarding disbursement of program
19 funds; and

20 (7) review program quarterly reports and make
21 recommendations for program improvements as needed.

22 (20 ILCS 630/12 new)

23 Sec. 12. Allocation of funds among service delivery areas.

24 (a) 90% of the funds available for allocation to Employment
25 Administrators for the program must be allocated among service

1 delivery areas as follows: each service delivery area shall be
2 eligible to receive that proportion of the funds available
3 which equals the number of unemployed persons in the service
4 delivery area divided by the total number of unemployed persons
5 in the State for the 12-month period ending on the most recent
6 March 31.

7 (b) 10% of the funds available for allocation to employment
8 administrators under the program must be allocated at the
9 discretion of the Advisory Committee to Employment
10 Administrators:

11 (1) who will maximize the use of the funds through
12 coordination with other programs and State, local, and
13 federal agencies, through the use of matching funds, or
14 through the involvement of low-income constituent groups;

15 (2) who have demonstrated need beyond the allocation
16 available under subsection (a); and

17 (3) who have demonstrated outstanding performance in
18 job creation.

19 (20 ILCS 630/13 new)

20 Sec. 13. Allocation within service delivery areas;
21 priorities. Allocation of funds within a service delivery area
22 shall be determined by the Employment Administrator in each
23 service delivery area. The Employment Administrator shall give
24 priority to job applicants who: (i) live in households with no
25 other earned income source; (ii) have been unemployed for 6

1 months or more; or (iii) who would otherwise be eligible to
2 receive Temporary Aid to Needy Families under Article IV of the
3 Public Aid Code, Supplemental Nutrition Assistance Program, or
4 general assistance under Article VI of the Illinois Public Aid
5 Code.

6 (20 ILCS 630/14 new)

7 Sec. 14. Employment Administrators; powers and duties.

8 (a) The Employment Administrator for each service delivery
9 area has the powers and duties given in this Section and any
10 additional duties given by the Coordinator.

11 (b) Each Employment Administrator shall develop an
12 emergency employment development plan for its service delivery
13 area under guidelines developed by the Advisory Committee and
14 submit it to the Coordinator within the period allowed by the
15 Coordinator. To the extent feasible, the Employment
16 Administrator shall seek input from potential eligible
17 employers and the public. The Employment Administrator shall
18 consult with local sources of information to identify current
19 local needs, including, but not limited to, local Workforce
20 Investment Boards, economic development councils, community
21 action agencies, and local Labor Market Information from the
22 Department of Employment Security.

23 (c) Each Employment Administrator shall publicize the
24 program within its service delivery area to seek maximum
25 participation by eligible job applicants and employers.

1 (d) Each Employment Administrator shall enter into
2 contracts with eligible employers setting forth the terms of
3 their participation in the program as required by this Act.

4 (e) Each Employment Administrator shall screen job
5 applicants and employers to achieve the best possible placement
6 of eligible job applicants with eligible employers.

7 (f) Each Employment Administrator shall maintain a list of
8 eligible job applicants unable to secure employment under the
9 program at the time of application. The list shall prioritize
10 eligible job applicants and shall be used to fill jobs with
11 eligible employers as they become available. Each Employment
12 Administrator shall receive and coordinate referrals from
13 other local organizations.

14 (g) Each Employment Administrator shall cooperate with
15 local educational and training institutions to coordinate and
16 publicize the availability of their resources to assure that
17 applicants may receive training needed before or while employed
18 in jobs which are available under the program.

19 (h) Each Employment Administrator may disburse funds not to
20 exceed 1% of the amount allocated to its service delivery area
21 for the purchase of supplies and materials for projects
22 creating permanent improvements to public property.

23 (20 ILCS 630/17 new)

24 Sec. 17. Work incentive demonstration project. The
25 coordinator and members of the Advisory Committee shall explore

1 available resources to leverage in combination with the wage
2 subsidies in this Act to develop a Transitional Jobs program.
3 This Transitional Jobs program would prioritize services for
4 individuals with limited experience in the labor market and
5 barriers to employment, including but not limited to,
6 recipients of Temporary Assistance to Needy Families,
7 Supplemental Nutrition Assistance Program, or other related
8 public assistance, and people with criminal records.

9 (20 ILCS 630/18 new)

10 Sec. 18. Worker displacement.

11 (a) An eligible employer may not terminate, lay off, or
12 reduce the working hours of an employee for the purpose of
13 hiring an individual with funds available under this Act.

14 (b) An eligible employer may not hire an individual with
15 funds available under this Act if any other person is on layoff
16 from the same or substantially equivalent job.

17 (c) In order to qualify as an eligible employer, a
18 government or non-profit agency or business must certify to the
19 Employment Administrator that each job created and funded under
20 this Act:

21 (1) will result in an increase in employment
22 opportunity over the level that would otherwise be
23 available;

24 (2) will not result in the displacement of currently
25 employed workers, including partial displacement such as

1 reduction in hours of non-overtime work, wages, or
2 employment benefits; and

3 (3) will not impair existing contracts for service or
4 result in the substitution of program funds for other funds
5 in connection with work that would otherwise be performed.

6 Section 10. The Corporate Accountability for Tax
7 Expenditures Act is amended by changing Section 5 as follows:

8 (20 ILCS 715/5)

9 Sec. 5. Definitions. As used in this Act:

10 "Base years" means the first 2 complete calendar years
11 following the effective date of a recipient receiving
12 development assistance.

13 "Date of assistance" means the commencement date of the
14 assistance agreement, which date triggers the period during
15 which the recipient is obligated to create or retain jobs and
16 continue operations at the specific project site.

17 "Default" means that a recipient has not achieved its job
18 creation, job retention, or wage or benefit goals, as
19 applicable, during the prescribed period therefor.

20 "Department" means, unless otherwise noted, the Department
21 of Commerce and Economic Opportunity or any successor agency.

22 "Development assistance" means (1) tax credits and tax
23 exemptions (other than given under tax increment financing)
24 given as an incentive to a recipient business organization

1 pursuant to an initial certification or an initial designation
2 made by the Department under the Economic Development for a
3 Growing Economy Tax Credit Act, River Edge Redevelopment Zone
4 Act, and the Illinois Enterprise Zone Act, including the High
5 Impact Business program, (2) grants or loans given to a
6 recipient as an incentive to a business organization pursuant
7 to the River Edge Redevelopment Zone Act, Large Business
8 Development Program, the Business Development Public
9 Infrastructure Program, or the Industrial Training Program,
10 (3) the State Treasurer's Economic Program Loans, (4) the
11 Illinois Department of Transportation Economic Development
12 Program, and (5) all successor and subsequent programs and tax
13 credits designed to promote large business relocations and
14 expansions. "Development assistance" does not include tax
15 increment financing, assistance provided under the Illinois
16 Enterprise Zone Act and River Edge Redevelopment Zone Act
17 pursuant to local ordinance, participation loans, or financial
18 transactions through statutorily authorized financial
19 intermediaries in support of small business loans and
20 investments or given in connection with the development of
21 affordable housing. "Development assistance" includes
22 assistance under the Illinois Emergency Employment Program
23 pursuant to the Illinois Emergency Development Act.

24 "Development assistance agreement" means any agreement
25 executed by the State granting body and the recipient setting
26 forth the terms and conditions of development assistance to be

1 provided to the recipient consistent with the final application
2 for development assistance, including but not limited to the
3 date of assistance, submitted to and approved by the State
4 granting body.

5 "Full-time, permanent job" means either: (1) the
6 definition therefor in the legislation authorizing the
7 programs described in the definition of development assistance
8 in the Act or (2) if there is no such definition, then as
9 defined in administrative rules implementing such legislation,
10 provided the administrative rules were in place prior to the
11 effective date of this Act. On and after the effective date of
12 this Act, if there is no definition of "full-time, permanent
13 job" in either the legislation authorizing a program that
14 constitutes economic development assistance under this Act or
15 in any administrative rule implementing such legislation that
16 was in place prior to the effective date of this Act, then
17 "full-time, permanent job" means a job in which the new
18 employee works for the recipient at a rate of at least 35 hours
19 per week.

20 "New employee" means either: (1) the definition therefor in
21 the legislation authorizing the programs described in the
22 definition of development assistance in the Act or (2) if there
23 is no such definition, then as defined in administrative rules
24 implementing such legislation, provided the administrative
25 rules were in place prior to the effective date of this Act. On
26 and after the effective date of this Act, if there is no

1 definition of "new employee" in either the legislation
2 authorizing a program that constitutes economic development
3 assistance under this Act nor in any administrative rule
4 implementing such legislation that was in place prior to the
5 effective date of this Act, then "new employee" means a
6 full-time, permanent employee who represents a net increase in
7 the number of the recipient's employees statewide. "New
8 employee" includes an employee who previously filled a new
9 employee position with the recipient who was rehired or called
10 back from a layoff that occurs during or following the base
11 years.

12 The term "New Employee" does not include any of the
13 following:

14 (1) An employee of the recipient who performs a job
15 that was previously performed by another employee in this
16 State, if that job existed in this State for at least 6
17 months before hiring the employee.

18 (2) A child, grandchild, parent, or spouse, other than
19 a spouse who is legally separated from the individual, of
20 any individual who has a direct or indirect ownership
21 interest of at least 5% in the profits, capital, or value
22 of any member of the recipient.

23 "Part-time job" means either: (1) the definition therefor
24 in the legislation authorizing the programs described in the
25 definition of development assistance in the Act or (2) if there
26 is no such definition, then as defined in administrative rules

1 implementing such legislation, provided the administrative
2 rules were in place prior to the effective date of this Act. On
3 and after the effective date of this Act, if there is no
4 definition of "part-time job" in either the legislation
5 authorizing a program that constitutes economic development
6 assistance under this Act or in any administrative rule
7 implementing such legislation that was in place prior to the
8 effective date of this Act, then "part-time job" means a job in
9 which the new employee works for the recipient at a rate of
10 less than 35 hours per week.

11 "Recipient" means any business that receives economic
12 development assistance. A business is any corporation, limited
13 liability company, partnership, joint venture, association,
14 sole proprietorship, or other legally recognized entity.

15 "Retained employee" means either: (1) the definition
16 therefor in the legislation authorizing the programs described
17 in the definition of development assistance in the Act or (2)
18 if there is no such definition, then as defined in
19 administrative rules implementing such legislation, provided
20 the administrative rules were in place prior to the effective
21 date of this Act. On and after the effective date of this Act,
22 if there is no definition of "retained employee" in either the
23 legislation authorizing a program that constitutes economic
24 development assistance under this Act or in any administrative
25 rule implementing such legislation that was in place prior to
26 the effective date of this Act, then "retained employee" means

1 any employee defined as having a full-time or full-time
2 equivalent job preserved at a specific facility or site, the
3 continuance of which is threatened by a specific and
4 demonstrable threat, which shall be specified in the
5 application for development assistance.

6 "Specific project site" means that distinct operational
7 unit to which any development assistance is applied.

8 "State granting body" means the Department, any State
9 department or State agency that provides development
10 assistance that has reporting requirements under this Act, and
11 any successor agencies to any of the preceding.

12 "Temporary job" means either: (1) the definition therefor
13 in the legislation authorizing the programs described in the
14 definition of development assistance in the Act or (2) if there
15 is no such definition, then as defined in administrative rules
16 implementing such legislation, provided the administrative
17 rules were in place prior to the effective date of this Act. On
18 and after the effective date of this Act, if there is no
19 definition of "temporary job" in either the legislation
20 authorizing a program that constitutes economic development
21 assistance under this Act or in any administrative rule
22 implementing such legislation that was in place prior to the
23 effective date of this Act, then "temporary job" means a job in
24 which the new employee is hired for a specific duration of time
25 or season.

26 "Value of assistance" means the face value of any form of

1 development assistance.

2 (Source: P.A. 93-552, eff. 8-20-03; 94-793, eff. 5-19-06;
3 94-1021, eff. 7-12-06.)

4 Section 15. The 21st Century Workforce Development Fund Act
5 is amended by changing Section 15 as follows:

6 (30 ILCS 787/15)

7 Sec. 15. Use of Fund.

8 (a) Role of Fund. Subject to appropriation, resources
9 ~~Resources~~ from the Fund are intended to be used flexibly to
10 support innovative and locally-driven strategies, to leverage
11 other funding sources, and to fill gaps in existing workforce
12 development resources in Illinois. They are not intended to
13 supplant existing workforce development resources.

14 (b) Distribution of funds. Funds shall be distributed
15 through competitive grantmaking processes administered by the
16 Department and overseen by the Advisory Committee. No more than
17 6% of funds used for grants may be retained by the Department
18 for administrative costs or for program evaluation or technical
19 assistance activities.

20 (c) Grantmaking. The Department must administer funds
21 through competitive grantmaking in accordance with the
22 priorities described in this Act. Grantmaking must be used to
23 support workforce development strategies consistent with the
24 priorities outlined in this Act. Strategies may include, but

1 are not limited to the following:

2 (i) Expanded grantmaking for existing State workforce
3 development strategies, including the Job Training and
4 Economic Development Program and programs designed to
5 increase the number of persons traditionally
6 underrepresented in the building trades, specifically
7 minorities and women.

8 (ii) Workforce development initiatives that help the
9 least skilled adults access employment and education
10 opportunities, including transitional jobs programs and
11 educational bridge programming that integrate basic
12 education and occupational skills training.

13 (iii) Sectoral strategies that develop
14 industry-specific workforce education and training
15 services that lead to existing or expected jobs with
16 identified employers and that include services to ensure
17 that low-income, low-skilled adults can be served.

18 (iv) Support for the development and implementation of
19 workforce education and training programs in the energy
20 efficiency, renewable energy, and pollution control
21 cleanup and prevention industries.

22 (v) Support for planning activities that: ensure that
23 workforce development and education needs of low-skilled
24 adults are integrated into industry-specific career
25 pathways; analyze labor market data to track workforce
26 trends in the State's energy-related initiatives; or

1 increase the capacity of communities to provide workforce
2 services to low-income, low-skilled adults.

3 (d) Allowable expenditures. Grant funds are limited to
4 expenditures for the following:

5 (i) Basic skills training, adult education,
6 occupational training, job readiness training, and
7 soft-skills training for which financial aid is otherwise
8 not available.

9 (ii) Workforce development-related services including
10 mentoring, job development, support services,
11 transportation assistance, and wage subsidies, that are
12 tied to participation in training and employment.

13 (iii) Capacity building, program development, and
14 technical assistance activities necessary for the
15 development and implementation of new workforce education
16 and training strategies.

17 No more than 5% of any grant may be used for administrative
18 costs.

19 (e) Eligible applicants. For grants under this Section,
20 eligible applicants include the following:

21 (i) Any private, public, and non-profit entities that
22 provide education, training, and workforce development
23 services to low-income individuals.

24 (ii) Educational institutions.

25 (iii) Labor and business associations.

26 (Source: P.A. 96-771, eff. 8-28-09.)

1 Section 99. Effective date. This Act takes effect July 1,
2 2011.