

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 Department of Commerce and Economic
5 Opportunity Law of the Civil Administrative Code of Illinois is
6 amended by changing Section 605-800 as follows:

7 (20 ILCS 605/605-800) (was 20 ILCS 605/46.19a in part)

8 Sec. 605-800. Training grants for skills in critical
9 demand.

10 (a) Grants to provide training in fields affected by
11 critical demands for certain skills may be made as provided in
12 this Section.

13 (b) The Director may make grants to eligible employers or
14 to other eligible entities on behalf of employers as authorized
15 in subsection (c) to provide training for employees in fields
16 for which there are critical demands for certain skills. No
17 participating employee may be an unauthorized alien, as defined
18 in 8 U.S.C. 1324a.

19 (c) The Director may accept applications for training grant
20 funds and grant requests from: (i) entities sponsoring
21 multi-company eligible employee training projects as defined
22 in subsection (d), including business associations, strategic
23 business partnerships, institutions of secondary or higher

1 education, large manufacturers for supplier network companies,
2 federal Job Training Partnership Act administrative entities
3 or grant recipients, and labor organizations when those
4 projects will address common training needs identified by
5 participating companies; and (ii) individual employers that
6 are undertaking eligible employee training projects as defined
7 in subsection (d), including intermediaries and training
8 agents.

9 (c-5) Entities sponsoring multi-company training grant
10 programs shall obtain from a duly authorized officer of each
11 participating company a certification that all participating
12 employees are employed at Illinois facilities and, for each
13 participating employee, stating the employee's name and either
14 (i) stating the employee's social security number or (ii)
15 certifying that the company has verified that the employee is
16 employed at an Illinois facility. Each application from an
17 individual employer shall be accompanied with a certification
18 signed and dated by a duly authorized officer of the applicant
19 certifying that all participating employees are employed at
20 Illinois facilities and, for each participating employee,
21 stating the employee's name and either (i) stating the
22 employee's social security number or (ii) certifying that the
23 applicant has verified that the employee is employed at an
24 Illinois facility. The Department may audit the accuracy of
25 applications.

26 Notwithstanding any other rulemaking authority that may

1 exist, neither the Governor nor any agency or agency head under
2 the jurisdiction of the Governor has any authority to make or
3 promulgate rules to implement or enforce the provisions of this
4 amendatory Act of the 95th General Assembly. If, however, the
5 Governor believes that rules are necessary to implement or
6 enforce the provisions of this amendatory Act of the 95th
7 General Assembly, the Governor may suggest rules to the General
8 Assembly by filing them with the Clerk of the House and
9 Secretary of the Senate and by requesting that the General
10 Assembly authorize such rulemaking by law, enact those
11 suggested rules into law, or take any other appropriate action
12 in the General Assembly's discretion. Nothing contained in this
13 amendatory Act of the 95th General Assembly shall be
14 interpreted to grant rulemaking authority under any other
15 Illinois statute where such authority is not otherwise
16 explicitly given. For the purposes of this amendatory Act of
17 the 95th General Assembly, "rules" is given the meaning
18 contained in Section 1-70 of the Illinois Administrative
19 Procedure Act, and "agency" and "agency head" are given the
20 meanings contained in Sections 1-20 and 1-25 of the Illinois
21 Administrative Procedure Act to the extent that such
22 definitions apply to agencies or agency heads under the
23 jurisdiction of the Governor.

24 (d) The Director may make grants to eligible applicants as
25 defined in subsection (c) for employee training projects that
26 include, but need not be limited to, one or more of the

1 following:

2 (1) Training programs in response to new or changing
3 technology being introduced in the workplace.

4 (2) Job-linked training that offers special skills for
5 career advancement or that is preparatory for, and leads
6 directly to, jobs with definite career potential and
7 long-term job security.

8 (3) Training necessary to implement total quality
9 management or improvement or both management and
10 improvement systems within the workplace.

11 (4) Training related to new machinery or equipment.

12 (5) Training of employees of companies that are
13 expanding into new markets or expanding exports from
14 Illinois.

15 (6) Basic, remedial, or both basic and remedial
16 training of employees as a prerequisite for other
17 vocational or technical skills training or as a condition
18 for sustained employment.

19 (7) Self-employment training of the unemployed and
20 underemployed with comprehensive, competency-based
21 instructional programs and services, entrepreneurial
22 education and training initiatives for youth and adult
23 learners in cooperation with the Illinois Institute for
24 Entrepreneurial Education, training and education,
25 conferences, workshops, and best practice information for
26 local program operators of entrepreneurial education and

1 self-employment training programs.

2 (8) Other training activities or projects, or both
3 training activities and projects, related to the support,
4 development, or evaluation of job training programs,
5 activities, and delivery systems, including training needs
6 assessment and design.

7 (e) Grants shall be made on the terms and conditions that
8 the Department shall determine. No grant made under subsection
9 (d), however, shall exceed 50% of the direct costs of all
10 approved training programs provided by the employer or the
11 employer's training agent or other entity as defined in
12 subsection (c). Under this Section, allowable costs include,
13 but are not limited to:

14 (1) Administrative costs of tracking, documenting,
15 reporting, and processing training funds or project costs.

16 (2) Curriculum development.

17 (3) Wages and fringe benefits of employees.

18 (4) Training materials, including scrap product costs.

19 (5) Trainee travel expenses.

20 (6) Instructor costs, including wages, fringe
21 benefits, tuition, and travel expenses.

22 (7) Rent, purchase, or lease of training equipment.

23 (8) Other usual and customary training costs.

24 (f) The Director may conduct ~~will ensure that a minimum of~~
25 ~~one~~ on-site grant monitoring visits to ~~visit is conducted by~~
26 ~~the Department either during the course of the grant period or~~

1 ~~within 6 months following the end of the grant period. The~~
2 ~~Department shall~~ verify that the grantee's financial
3 management system is structured to provide for accurate,
4 current, and complete disclosure of the financial results of
5 the grant program in accordance with all provisions, terms, and
6 conditions contained in the grant contract.

7 (g) The Director may establish and collect a schedule of
8 charges from subgrantee entities and other system users under
9 federal job-training programs for participating in and
10 utilizing the Department's automated job-training program
11 information systems if the systems and the necessary
12 participation and utilization are requirements of the federal
13 job-training programs. All monies collected pursuant to this
14 subsection shall be deposited into the Title III Social
15 Security and Employment Fund, except that any moneys that may
16 be necessary to pay liabilities outstanding as of June 30, 2000
17 shall be deposited into the Federal Job-Training Information
18 Systems Revolving Fund.

19 (Source: P.A. 90-454, eff. 8-16-97; 91-239, eff. 1-1-00;
20 91-476, eff. 8-11-99; 91-704, eff. 7-1-00.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.