

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

(EMERGENCY)
(New Draft of H.P. 958, L.D. 1239)
(New Title)
FIRST REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document No. 1512

H.P. 1148 House of Representatives, April 26, 1983

Reported by Representative Locke from the Joint Select Committee on
Jobs Training and printed under Joint Rule 2.
Original bill sponsored by Representative Gwadosky of Fairfield.
Cosponsored by Representative Locke of Sebec, Speaker Martin of Eagle
Lake, and Senator Wood of York.

EDWIN H. PERT, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-THREE

**AN ACT Governing State Participation
in the Federal Job Training Partnership
Act.**

Emergency preamble. Whereas, Acts of the Legis-
lature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

Whereas, Maine has the right and privilege to
participate in the Federal Job Training Partnership
Act as provided in Public Law 97-300; and

Whereas, the Department of Labor is the agency of
the State selected by the Governor to receive and
expend federal funds allocated for the purpose of
this Act; and

Whereas, Title 5, section 1669 requires legis-
lative approval for expenditures of federal funds;
and

1 A. The fund shall consist of all moneys received
2 from the United States pursuant to the Federal
3 Job Training Partnership Act and any moneys
4 appropriated by this State.

5 B. All moneys in this fund shall be deposited,
6 administered and disbursed in the same manner and
7 under the same conditions and requirements as is
8 provided by law for other special funds in the
9 State Treasury.

10 2. Expenditures. All moneys in the fund shall
11 be expended solely for the purposes of administering
12 and implementing the provisions of the Job Training
13 Partnership Act.

14 3. Balances. Any balances in this fund shall
15 not lapse but shall be available for expenditure con-
16 sistent with this chapter.

17 §2003. Authority of commissioner

18 The commissioner may enter into agreements with
19 agencies of the Federal Government, State Government
20 or county government as required for the purpose of
21 implementing the Federal Job Training Partnership
22 Act.

23 §2004. Authority of Legislature

24 The select committee having jurisdiction over the
25 Job Training Partnership Act:

26 1. Budget. May review the budgets of grant
27 recipients and make written comments to the recip-
28 ients, its private industry council, the State Job
29 Training Coordinating Council, the Governor or the
30 legislative committee having jurisdiction over allo-
31 cation of funds;

32 2. Hearings. May hold oversight hearings in
33 each designated service delivery area;

34 3. Plans, policies, standards. Shall review and
35 comment on all plans, policies and standards proposed
36 by any private industry council, the State Job Train-
37 ing Coordinating Council, the Governor or any other

1 agency under the Act before final approval by the
2 responsible agency;

3 4. Reports. Shall receive all reports prepared
4 by any private industry council, the State Job Train-
5 ing Coordinating Council, the Governor or any other
6 agency in connection with implementation of the Act;

7 5. Evaluation of effectiveness. May review the
8 procedures and findings of the state's evaluation of
9 the effectiveness of the programs implemented in con-
10 nection with the Act;

11 6. Coordination. May review policies and plans
12 designed to insure coordination of programs and agen-
13 cies; and

14 7. Oversight. May exercise general oversight
15 over the implementation of the Act.

16 Sec. 2. Allocation. For the state fiscal years
17 ending June 30, 1983 and June 30, 1984, funds
18 received by the State from the Federal Government
19 pursuant to Public Law 97-300 for the implementation
20 of the Job Training Partnership Act are allocated to
21 the department.

22 Emergency clause. In view of the emergency cited
23 in the preamble, this Act shall take effect when
24 approved.

25 STATEMENT OF FACT

26 This new draft of L.D. 1239 creates a new chapter
27 25 in Title 26 titled "Job Training Partnership."
28 Section 1 of the original L.D. is now incorporated in
29 the Revised Statutes, Title 26, sections 2001 to
30 2003. The Revised Statutes, Title 26, section 2001 is
31 a definitional section. The Revised Statutes, Title
32 26, section 2002 creates a separate fund titled the
33 "Job Training Partnership Fund" which will be admin-
34 istered by the Commissioner of Labor to implement the
35 Federal Job Training Partnership Act. The fund will
36 consist of federal moneys received and any moneys
37 appropriated by the State. Under Maine's unified bud-
38 get provisions and statutes, the Legislature must

1 allocate federal funds before a state department can
2 make expenditures of the funds. The Revised Stat-
3 utes, Title 26, section 2003 authorizes the commis-
4 sioner to enter into agreements with the Federal Gov-
5 ernment, State Government or county government as re-
6 quired to implement the Federal Job Training Partner-
7 ship Act.

8 The Revised Statutes, Title 26, section 2004 is a
9 new section setting forth the authority of the Legis-
10 lature in its functions of policy making, oversight
11 of the implementation of the Job Training Partnership
12 Act and coordination of the provisions of the Act and
13 other state programs. The select committee having
14 jurisdiction over the Act may review the budgets of
15 grant recipients and make written comments to the
16 recipients, private industry councils, the State Job
17 Training Coordinating Council, the Governor or the
18 legislative committee having jurisdiction over allo-
19 cation of funds. It may hold oversight hearings in
20 each service delivery area, shall review and comment
21 on all plans, policies and standards proposed by the
22 councils, Governor or other agency before final
23 approval and shall receive all reports prepared in
24 connection with implementation of the Act. The com-
25 mittee may review the procedures and findings of the
26 state's evaluation of the effectiveness of programs,
27 review policies and plans designed to insure coordi-
28 nation of programs and agencies and exercise general
29 oversight over the Act's implementation.

30 Section 2 of the new draft allocates for fiscal
31 year 1982-83 and fiscal year 1983-84, moneys received
32 by the State from the Federal Government to the
33 Department of Labor. This is to enable the depart-
34 ment to start the implementation of the Act in the
35 coming year. Since a state plan for implementation
36 will not be developed until later this year, a more
37 detailed budget allocation is not possible at this
38 time.

39

3278041283