COMMUNITY-BASED ORGANIZATIONS; JOB TRAINING SERVICES
Act 173 of 1983

AN ACT to promote the delivery of services by community-based organizations pursuant to the job training partnership act; and to provide for criteria for the selection of service providers.

History: 1983, Act 173, Imd. Eff. Oct. 13, 1983.

The People of the State of Michigan enact:

421.151 Definitions.

Sec. 1. As used in this act:

(a) "Agent orange" means that term as defined in section 5701 of the public health code, 1978 PA 368, MCL 333.5701.

(b) "Barrier to employment" includes, but is not limited to, a limited English-language proficiency, or being a displaced homemaker, school dropout, teenage parent, person with disabilities, older worker, veteran, offender, alcoholic, or addict.

(c) "Community-based organization" means a private, nonprofit organization that is representative of a community or of a significant segment of a community and which provides employment and job training services. Community-based organization includes, but is not limited to, opportunities industrialization centers, the Michigan urban league affiliates, community development corporations, vocational rehabilitation organizations, community action agencies, agencies serving youth, and agencies serving persons with disabilities.

(d) "Comprehensive job training and related services" includes recruitment, counseling, motivational prejob training, vocational training, job development, job placement, and other appropriate services enabling individuals to secure and retain employment at their maximum capacity.

(e) "Economically disadvantaged" means an individual who meets at least 1 of the following criteria:

(*i*) Receives, or is a member of a family which receives, cash welfare payments under a federal, state, or local welfare program.

(*ii*) Has, or is a member of a family which has, received a total family income for the 6-month period prior to application for the program involved, exclusive of unemployment compensation, child support payments, welfare payments, and payments made for damages suffered as a result of exposure to agent orange, which, in relation to family size, was not in excess of the higher of:

(A) The poverty level determined in accordance with criteria established by the director of the United States office of management and budget.

(B) Seventy percent of the lower living standard income level, as determined by the bureau of labor statistics of the United States department of labor.

(*iii*) Is receiving food stamps pursuant to the food stamp act of 1977, Public Law 88-525, 7 U.S.C. 2011 to 2012 and 2013 to 2036.

(*iv*) Is a foster child on behalf of whom state or local government payments are made.

(*v*) In cases permitted by regulations of the United States secretary of labor, is an adult individual with disabilities whose own income meets the requirements of subparagraph (*i*) or (*ii*), but who is a member of a family whose income does not meet those requirements.

(f) "Job training partnership act" means the job training partnership act, Public Law 97-300, 96 Stat. 1322.

(g) "Service provider" means a person, organization, or other entity that receives job training partnership act funds, either directly or indirectly from the governor, for the purpose of providing job training or other related services pursuant to the job training partnership act.

(h) "Underemployed" means the individual is working part time or full time, but is receiving wages less than 70% of the lower living standard income level as determined by the United States department of labor, bureau of labor statistics.

(i) "Unemployed" means an individual who is without a job and who wants and is available for work. The determination of whether an individual is without a job shall be made in accordance with the criteria used by the bureau of labor statistics of the United States department of labor in defining individuals as unemployed.

History: 1983, Act 173, Imd. Eff. Oct. 13, 1983;—Am. 1990, Act 146, Imd. Eff. June 27, 1990;—Am. 1998, Act 77, Imd. Eff. May 4, 1998.

421.152 Job training plans; contents.

Sec. 2. Job training plans prepared pursuant to the job training partnership act and submitted to the governor for approval shall provide, pursuant to the job training partnership act, for comprehensive job

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training and related services and job opportunity programs for economically disadvantaged, unemployed, and underemployed individuals, and persons who have encountered 1 or more barriers to employment. Such plans shall include but not be limited to the following:

(a) Provisions that require each private industry council, chief elected official or administrative entity within a state designated service delivery area to provide, upon request from a community-based organization within that service delivery area, notice to that community-based organization on a regular basis of all meetings of the private industry council, requests for program or project proposals and such other information necessary to promote awareness and full and equal participation by individuals served by community-based organizations.

(b) Development of performance standard criteria which takes into consideration the entry level of participants so that service providers are not discouraged or penalized for recruiting and providing services to individuals with barriers to employment, unemployed, underemployed or economically disadvantaged individuals.

History: 1983, Act 173, Imd. Eff. Oct. 13, 1983.

421.153 Selection of service providers; criteria; use of funds to duplicate available facilities or services; determination.

Sec. 3. (1) Selection of service providers under the job training partnership act shall be based upon the following criteria:

(a) Demonstrated historical performance.

(b) Likelihood of meeting performance goals.

(c) Cost effectiveness.

(d) Quality of training.

(e) Characteristics of participants.

(f) Whether the entity has adequate internal administrative controls, accounting procedures, personnel standards, evaluation procedures, availability of in-service training and technical assistance programs, and other policies that are or may be necessary to promote the effective use of funds that may be received under the job training partnership act.

(2) In selecting service providers under the job training partnership act, funds shall not be used to duplicate facilities or services available in an area unless it is determined that alternative services or facilities would be more effective or more likely to achieve identified performance goals.

History: 1983, Act 173, Imd. Eff. Oct. 13, 1983.

421.154 Community-based organization meeting selection criteria; consideration for selection as service provider; conditions.

Sec. 4. A community-based organization that meets the criteria established pursuant to section 3 shall be given proper consideration for selection as a service provider subject to such conditions as will ensure use consistent with the distribution and utilization of funds under the job training partnership act.

History: 1983, Act 173, Imd. Eff. Oct. 13, 1983.

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