

9933

I N A S S E M B L Y

April 28, 2016

Introduced by M. of A. BRONSON -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to the establishment of a wage data clearinghouse

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The labor law is amended by adding a new section 44 to read
2 as follows:

3 S 44. WAGE DATA CLEARINGHOUSE. 1. THE DEPARTMENT, SUBJECT TO AVAILABLE
4 APPROPRIATIONS AND IN CONSULTATION WITH THE COMMISSIONER OF EDUCATION
5 AND THE STATE WORKFORCE INVESTMENT BOARD, SHALL ESTABLISH A WAGE DATA
6 CLEARINGHOUSE. FOR A PERIOD OF FIVE YEARS, THE WAGE DATA CLEARINGHOUSE
7 SHALL ASSIST THE DEPARTMENT, POLICY MAKERS, WORKFORCE PREPARATION
8 PROVIDERS, INSTITUTIONS OF HIGHER EDUCATION AND RESEARCH INSTITUTIONS
9 WITH THE EFFECTIVE COLLECTION, ORGANIZATION, MANAGEMENT, AGGREGATION OR
10 DISAGGREGATION AND ANALYSIS OF AVAILABLE WAGE, EMPLOYMENT AND EDUCATION
11 RELATED DATA, AND SHALL EXAMINE STUDENT PROGRESS AND OUTCOMES OVER TIME,
12 INCLUDING PREPARATION FOR POSTSECONDARY EDUCATION AND THE WORKFORCE, AND
13 TO HELP IDENTIFY ON STATEWIDE AND REGIONAL BASES NEEDED SKILLS AND PROM-
14 ISING CAREER PATHWAYS.

15 2. THE WAGE DATA CLEARINGHOUSE SHALL BE ADMINISTERED BY AN ACADEMIC
16 INSTITUTION IN THE STATE OF NEW YORK WITH PROVEN EXPERIENCE IN ANALYZING
17 LABOR DATA AND SHALL BE SELECTED BY THE DEPARTMENT, IN CONSULTATION WITH
18 THE COMMISSIONER OF EDUCATION AND THE STATE WORKFORCE INVESTMENT BOARD,
19 THROUGH A REQUEST FOR PROPOSAL PROCESS. CRITERIA SHALL INCLUDE, BUT NOT
20 BE LIMITED TO, THE DEMONSTRATED ABILITY OF THE CHOSEN INSTITUTION TO
21 LEVERAGE AND ATTRACT FEDERAL FUNDS, AND OTHER NON-GOVERNMENTAL FUNDS.

22 3. THE DEPARTMENT SHALL PROVIDE THE WAGE DATA CLEARINGHOUSE WITH ALL
23 STATE AND FEDERAL WAGE AND EMPLOYMENT RELATED DATA IT HAS AVAILABLE,
24 INCLUDING BUT NOT LIMITED TO WAGE RECORD DATA, QUARTERLY CENSUS OF
25 EMPLOYMENT AND WAGES DATA AND UNEMPLOYMENT INSURANCE DATA. ALL DISCLO-
26 SURE REQUIREMENTS SPECIFIED IN SECTION FIVE HUNDRED THIRTY-SEVEN OF THIS
27 CHAPTER SHALL APPLY ALL CLEARINGHOUSE EMPLOYEES WORKING WITH THE DATA.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 4. THE COMMISSIONER SHALL ESTABLISH AN ADVISORY BOARD, IN CONSULTATION
2 WITH THE CLEARINGHOUSE, THE COMMISSIONER OF EDUCATION AND THE STATE
3 WORKFORCE INVESTMENT BOARD. THE ADVISORY BOARD SHALL INCLUDE ONE OR MORE
4 MEMBERS APPOINTED BY THE COMMISSIONER AND REPRESENTATIVES OF HIGHER
5 EDUCATION, WORKFORCE PREPARATION PROGRAMS, LARGE AND SMALL BUSINESSES,
6 LABOR ORGANIZATIONS, AND OTHER APPOINTEES WITH EXPERTISE IN WORKFORCE
7 DEVELOPMENT THE DEPARTMENT DEEMS APPROPRIATE. CONSIDERATION SHALL BE
8 GIVEN TO GEOGRAPHIC REPRESENTATION OF APPOINTEES.

9 5. THE WAGE DATA CLEARINGHOUSE SHALL USE DATA PROVIDED BY THE DEPART-
10 MENT AND BY ANY OTHER STATE, FEDERAL OR LOCAL AGENCIES IT DEEMS NECES-
11 SARY, TO PROVIDE ANALYSES OF, INCLUDING BUT NOT LIMITED TO, STATEWIDE
12 AND REGIONAL TRENDS IN EMPLOYMENT, EMERGING INDUSTRIES, THE SKILLS,
13 CERTIFICATIONS AND DEGREES NEEDED FOR EXISTING AND FORECASTED JOB
14 OPENINGS, SUCCESS OF ADULT EDUCATION AND WORKFORCE PREPARATION PROGRAMS,
15 AND OTHER INFORMATION THE DEPARTMENT AND THE ADVISORY BOARD DETERMINE
16 WILL HELP CLOSE A MIDDLE SKILLS GAP AND HELP MORE YOUTH AND ADULTS
17 CONNECT WITH PROMISING CAREER PATHWAYS.

18 6. THE CLEARINGHOUSE SHALL BE GRANTED THE FULL COOPERATION AND COLLAB-
19 ORATION OF STATE AND LOCAL AGENCIES IN THE COLLECTION, ANALYSIS AND
20 DISSEMINATION OF DATA AND INFORMATION.

21 7. THE ADVISORY BOARD OF THE CLEARINGHOUSE WILL CONSULT WITH THE
22 DEPARTMENT, AND WITH THE COMMISSIONER OF EDUCATION AND THE STATE WORK-
23 FORCE INVESTMENT BOARD, TO DETERMINE THE CLEARINGHOUSE'S PRIORITIES IN
24 DATA ANALYSIS.

25 8. THE CLEARINGHOUSE SHALL RELEASE REPORTS AND AGGREGATED DATA TO THE
26 DEPARTMENT, WHICH SHALL SHARE SUCH INFORMATION ON THE DEPARTMENT'S
27 WEBSITE, AS WELL AS ON A CLEARINGHOUSE WEBSITE IF THEY HAVE SUCH A
28 WEBSITE.

29 9. ON OR BEFORE THE FIRST OF JANUARY, TWO THOUSAND EIGHTEEN, THE
30 DEPARTMENT SHALL SUBMIT TO THE DIRECTOR OF THE BUDGET, THE CHAIR OF THE
31 SENATE FINANCE COMMITTEE AND THE CHAIR OF THE ASSEMBLY WAYS AND MEANS
32 COMMITTEE AND THE CHAIRS OF SENATE AND ASSEMBLY THE LABOR COMMITTEES AN
33 EVALUATION OF THIS PROGRAM PREPARED BY AN ENTITY INDEPENDENT OF THE
34 DEPARTMENT. SUCH EVALUATION SHALL BE SUBMITTED EVERY FOUR YEARS THERE-
35 AFTER.

36 S 2. This act shall take effect immediately.