S T A T E O F N E W Y O R K

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I N S E N A T E

May 31, 2016

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the labor law, in relation to including forward-facing employment data in labor market information

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

Section 1. Section 12 of the labor law, as added by chapter 612 of the laws of 1977 and subdivisions 2 and 7 as amended by chapter 301 of the laws of 1996, is amended to read as follows:

S 12. Transmission of labor market information. 1. For the purposes of this section:

a. Department means the department of labor of the state of New York.

b. Commissioner means the industrial commissioner of the state of New York.

c. Education department means the education department of the state of New York.

d. Labor market information is defined to include, but not be limited to, industry and occupational projections for those standard metropolitan statistical areas for which the department compiles such information and for the state of New York, "Applications and Openings" publication, and the "New York State Annual Planning Report", providing, however, that the commissioner shall have the power to include additional publications, projections and other data to this definition of labor market information.

E. FORWARD-FACING EMPLOYMENT DATA IS DEFINED TO INCLUDE, BUT NOT BE LIMITED TO, CURRENT AND PROJECTED EMPLOYMENT OPPORTUNITIES IN THE STATE OF NEW YORK, AND SHALL INCLUDE, BUT NOT BE LIMITED TO, FACTORS SUCH AS GEOGRAPHICAL LOCATION OR REQUIRED TRAINING AND EXPERIENCE FOR SUCH OPPORTUNITIES.

2. When it is jointly determined by the department and the education department that labor market information OR FORWARD-FACING EMPLOYMENT DATA prepared by the department is adequate in this prepared form, the department shall transmit a copy of such information AND DATA to: every school district in the state of New York maintaining approved career

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

education programs, with a list of such school districts to be furnished to the department by the education department; every board of cooperative educational services maintaining approved career education programs, with a list of such boards of cooperative educational services to be furnished to the department by the education department; and every community college and agricultural and technical institute in the state of New York maintaining approved career education programs, with a list of such colleges and institutes to be furnished to the department by the education department. The education department shall regularly update such lists to keep them current and transmit changes to the department expeditiously.

3. The commissioner shall transmit to those school districts, boards of cooperative educational services and community colleges and agricultural and technical institutes located within a particular labor market area, labor market information OR FORWARD-FACING EMPLOYMENT DATA compiled for that area.

4. (A) The transmission of labor market information shall occur as frequently as such labor market information is compiled or published by the department, and in as expeditious a manner as possible following such compilation or publication.

(B) THE TRANSMISSION OF FORWARD-FACING EMPLOYMENT DATA SHALL OCCUR BI-MONTHLY, AND IN AS EXPEDITIOUS A MANNER AS POSSIBLE FOLLOWING SUCH COMPILATION OR PUBLICATION.

5. If a publication noted by title in this section shall be discontinued by the department, the department shall transmit, pursuant to the provisions of this section, the publication published by the department which, in its opinion, provides the information most similar to that information which had previously been provided by the discontinued publication.

6. If a publication noted by title in this section shall have such title changed, the department shall continue to transmit such publications with its new title.

7. When the department and the education department jointly determine that labor market information OR FORWARD-FACING EMPLOYMENT DATA prepared by the department, to be transmitted pursuant to this section, requires an explanatory analysis to be utilized to its fullest potential, the education department shall provide an analysis of the information OR DATA, written in clear, concise and easily understandable language. Such analysis shall consider, but not be limited to a consideration of, the following: instructions for the proper use of such information OR DATA by individuals involved in the planning and development of career education, the proper use of such information OR DATA by individuals involved in vocational and educational guidance, and the proper use of such information OR DATA by current and prospective career education pupils in the selection of career education programs likely to offer the greatest potential for employment upon graduation.

8. To effectuate the purposes of this section, the commissioner and the commissioner of education, or their authorized designees, shall meet on a regular basis which shall not be less than once a month, excepting July and August when such meeting shall be discretionary.

9. It shall be the responsibility of such school districts, boards of cooperative educational services, and community colleges and agricultural and technical institutes in receipt of such publications and sources of labor market information OR FORWARD-FACING EMPLOYMENT DATA enumerated in this section to provide copies of such labor market information OR FORWARD-FACING EMPLOYMENT DATA to those individuals responsi-

ble for vocational and educational guidance at such school districts, boards of cooperative educational services, community colleges and agricultural and technical institutes.

S 2. This act shall take effect immediately.