



2025 ASSEMBLY BILL 162

April 8, 2025 - Introduced by Representatives ARMSTRONG, O'CONNOR, BROOKS, DITTRICH, GREEN, KNODL, KREIBICH, MURPHY and PENTERMAN, cosponsored by Senator FEYEN. Referred to Committee on Workforce Development, Labor, and Integrated Employment.

- 1 **AN ACT** *to renumber and amend* 106.11; *to amend* 106.11 (title) and 109.07
2 (1m) (a); ***to create*** 106.11 (1) (title) and (2) of the statutes; **relating to:**
3 workforce metrics.

Analysis by the Legislative Reference Bureau

This bill requires any state agency or authority that operates, coordinates, or oversees a workforce development program or activity, as defined in the bill, to track and report, at least annually, on the performance of that workforce development program or activity, using the primary indicators of performance under the federal Workforce Innovation and Opportunity Act. These performance indicators are: 1) the percentage of program participants who are in unsubsidized employment during the second quarter after exit from the program; 2) the percentage of program participants who are in unsubsidized employment during the fourth quarter after exit from the program; 3) the median earnings of program participants who are in unsubsidized employment during the second quarter after exit from the program; 4) the percentage of program participants who obtain a recognized postsecondary credential, or a secondary school diploma or its recognized equivalent during participation in or within one year after exit from the program; 5) the percentage of program participants who, during a program year, are in an education or training program that leads to a recognized postsecondary credential or employment and who are achieving measurable skill gains toward

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such a credential or employment; and 6) the indicators of effectiveness in serving employers, defined currently as the percentage of participants in unsubsidized employment during the second quarter after exit from the program who were employed by the same employer in the second and fourth quarters after exit.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 106.11 (title) of the statutes is amended to read:

2 **106.11 (title) Workforce investment programs; metrics.**

3 **SECTION 2.** 106.11 of the statutes is renumbered 106.11 (1) (a) and amended
4 to read:

5 106.11 (1) (a) The department shall cooperate with the federal government in
6 carrying out the purposes of the federal Workforce ~~Investment Act of 1998, 29 USC~~
7 ~~2801 to 2945~~ Innovation and Opportunity Act of 2014, 29 USC 3101 to 3361. In
8 administering the programs authorized by that act, the department shall, in
9 cooperation with other state agencies and with local workforce development boards
10 established under 29 USC ~~2832~~ 3122, establish a statewide workforce investment
11 system to meet the employment, training, and educational needs of persons in this
12 state.

13 **(b)** If a local workforce development board anticipates that there may be a
14 business closing or mass layoff under s. 109.07 in the area served by that board, the
15 board may prepare a list of resources available in that area that provide career
16 planning, job search, job skills training, and other support services for affected
17 employees, as defined in s. 109.07 (1) (a), including contact information for those
18 resources, for distribution to those employees under s. 109.07 (1m) (a).

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1 **SECTION 3.** 106.11 (1) (title) and (2) of the statutes are created to read:

2 106.11 (1) (title) WORKFORCE INVESTMENT.

3 **(2)** WORKFORCE DEVELOPMENT METRICS. (a) In this subsection:

4 1. “Workforce development program or activity” means any program or
5 coordinated activities funded in whole or in part by the state, whether by using
6 state or federal funds, that does any of the following within this state:

7 a. Promotes or provides job training or work readiness services.

8 b. Assists individuals with looking for wage-earning work in this state.

9 c. Assists with or otherwise facilitates job placement within the state.

10 2. “Workforce development program or activity” includes all of the following,
11 in addition to what is specified under subd. 1.:

12 a. The Transform Milwaukee Jobs program and Transitional Jobs programs
13 under s. 49.163.

14 b. The department of corrections’ initiatives to reintegrate offenders into the
15 community.

16 c. The employment and training program administered by the department of
17 children and families under s. 49.79 (9).

18 d. The Wisconsin Works program administered by the department of children
19 and families under ss. 49.141 to 49.161.

20 e. Any workforce development program or activity funded, whether directly or
21 indirectly, by the federal American Rescue Plan Act of 2021, P.L. 117-2.

22 (b) 1. Any state agency or authority that operates, coordinates, or oversees a
23 workforce development program or activity shall, subject to subd. 3., track and

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1 report on the performance of the workforce development program or activity, using
2 all of the following primary indicators of performance:

3 a. The percentage of program or activity participants who are in unsubsidized
4 employment during the 2nd quarter after exit from the program or activity.

5 b. The percentage of program or activity participants who are in unsubsidized
6 employment during the 4th quarter after exit from the program or activity.

7 c. The median earnings of program participants who are in unsubsidized
8 employment during the 2nd quarter after exit from the program.

9 d. The percentage of program or activity participants who obtain a recognized
10 postsecondary credential, or a secondary school diploma or its recognized
11 equivalent, during participation in or within one year after exit from the program
12 or activity. For purposes of this subd. 1. d., program or activity participants who
13 obtain a secondary school diploma or its recognized equivalent shall be included in
14 the percentage counted as meeting the criterion only if such participants, in
15 addition to obtaining such diploma or its recognized equivalent, have obtained or
16 retained employment or are in an education or training program leading to a
17 recognized postsecondary credential within one year after exit from the program or
18 activity.

19 e. The percentage of program participants who, during a program year, are in
20 an education or training program that leads to a recognized postsecondary
21 credential or employment and who are achieving measurable skill gains toward
22 such a credential or employment.

23 f. The percentage of participants in unsubsidized employment during the 2nd

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1 quarter after exit from the program or activity who were employed by the same
2 employer in the 2nd and 4th quarters after exit.

3 2. Any state agency or authority that is required to perform the tracking and
4 reporting under subd. 1. shall publish the data through a single, state-maintained
5 website.

6 3. A state agency is not required to do any of the following under subds. 1. and
7 2.:

8 a. Report data on minors.

9 b. Report on the performance of a workforce development program or activity
10 to the extent that such reporting would violate confidentiality requirements under
11 federal law.

12 4. The agency shall make or update the report required under subd. 1. at least
13 annually and shall submit reports to the appropriate standing committees of the
14 legislature under s. 13.172 (3).

15 (c) The department shall assist state agencies to comply with par. (b).

16 **SECTION 4.** 109.07 (1m) (a) of the statutes is amended to read:

17 109.07 (**1m**) (a) Subject to sub. (5) or (6), an employer that has decided upon a
18 business closing or mass layoff in this state shall promptly notify the subunit of the
19 department that administers s. 106.15, any affected employee, any collective
20 bargaining representative of any affected employee, and the highest official of any
21 municipality in which the affected employment site is located, in writing of such
22 action no later than 60 days prior to the date on which the business closing or mass
23 layoff takes place. The notice to an affected employee shall also include contact
24 information for the local workforce development board under 29 USC 2832 serving

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1 the area in which the employment site is located and, if available, the list of
2 resources prepared under s. 106.11 (1)(b). The employer shall provide in writing all
3 information concerning its payroll, affected employees, and the wages and other
4 remuneration owed to those employees as the department may require. The
5 department may in addition require the employer to submit a plan setting forth the
6 manner in which final payment in full shall be made to affected employees.

7 (END)