

Act No. 77
Public Acts of 1998
Approved by the Governor
May 4, 1998
Filed with the Secretary of State
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STATE OF MICHIGAN
89TH LEGISLATURE
REGULAR SESSION OF 1998

Introduced by Senators Peters, Conroy, Gougeon, North, Bullard, Vaughn, V. Smith, A. Smith, DeBeaussaert, Young, Stallings, Byrum, Koivisto and Hart

ENROLLED SENATE BILL No. 397

AN ACT to amend 1983 PA 173, entitled "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," by amending section 1 (MCL 421.151), as amended by 1990 PA 146.

The People of the State of Michigan enact:

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 (j) 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.

This act is ordered to take immediate effect.



Secretary of the Senate.



Clerk of the House of Representatives.

Approved _____

Governor.