

§ 4426. Training Agency Projects.

(a) For purposes of funding contracts with a training agency as defined in Section 4400(z), the Panel may contract with the following public and private educational entities:

- (1) a public community college;
- (2) a public or private university;
- (3) a California State University auxiliary organization ~~foundation formed under (Education Code, Section 89900 et seq.)~~;
- (4) a public ~~an~~-adult school;
- (5) a public high school district;
- (6) ~~an institution approved and certified by the Council for Private Postsecondary and Vocational Education ("Council").~~ a public Regional Occupational Program (ROP); or
- (7) a private post-secondary vocational school.

The public entities must be certified by the Department of Education or a third-party organization such as the Western Association of Schools and Colleges (WASC), as appropriate. The private schools must be approved or certified by an independent third party whose review standards are satisfactory to the Panel as determined case-by-case.

(b) ~~A training agency (s4400(z), Title 22 Cal. Code of Regs.) and any institution approved and certified by the Council may function as either the contract administrator, training provider, or as both. ~~the training provider and the administrator under a Panel contract. When the training agency is contracting with the Panel to provide training, it must directly provide the training and may only subcontract training that is ancillary to the primary training as specified in the Panel contract. In addition, a training agency may act as the training administrative contractor, performing only the function of administering the contract, if that training administrative entity meets all the requirements of Section 10210 of the Unemployment Insurance Code, has a successful history of contracting with the Panel for a period of not less than three years, and the Panel finds that:~~~~

- (1) ~~it is the most effective means of contracting to serve the needs of multiple employers, primarily small businesses; and~~

~~(2) the training agency is unable to directly conduct the primary training in the program; and~~

~~(3) the training agency conducts other training in the normal course of its business; and~~

~~(4) the training administrative entity has approval from the Council in one or more courses of instruction, training or study; and~~

~~(5) any entity with which it subcontracts must be a local educational agency.~~

Note: Authority cited: Section 10205(l), Unemployment Insurance Code.
Reference: Section 10201(f), 10206(a), 10208 and 10210, Unemployment Insurance Code; and Sections 94302(h) and (k), Education Code.