

Regular Session, 2014

SENATE BILL NO. 207

BY SENATOR JOHN SMITH

WORKFORCE COMMISSION. Provides relative to the Incumbent Worker Training Program. (8/1/14)

AN ACT

To amend and reenact R.S. 23:1514(D)(1), relative to the Incumbent Worker Training Program; to provide for certain third-party training providers; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 23:1514(D)(1) is hereby amended and reenacted to read as follows:

§1514. Worker training fund; purpose; training programs; eligibility criteria; program administration

\* \* \*

D.(1)(a) Training shall be done by a third-party training provider selected by the applicants. The training provider selected by an applicant must have a demonstrated history of successful training through its replacement, retention, and satisfaction rates; show collaboration with regard to industry in the development of customized training; and use current industry standards as the basis for programs utilized to train individuals in a targeted industry. Training may be provided by the applicant's employees under limited circumstances as permitted by duly promulgated rules and regulations. Third-party training providers must have a demonstrated

1 history of successful training. No third-party training provider may be an entity  
2 whose principal owner is an immediate family member, as defined by the Code of  
3 Governmental Ethics, of an individual in a management position with the applicant  
4 who has the authority to make decisions regarding a training grant or a business  
5 related to the applicant, such as a parent, subsidiary, or partner of the applicant.

6 **(b) Nothing herein shall be construed to prohibit a Louisiana college or**  
7 **university from acting as a third-party training provider. Nothing herein shall**  
8 **prohibit a Louisiana college or university from subcontracting with an out-of-**  
9 **state college or university to provide the actual training pursuant to this Section**  
10 **so long as the training takes place on the campus of a Louisiana college or**  
11 **university.**

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Carla S. Roberts.

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#### DIGEST

John Smith (SB 207)

Present law provides for a special fund within the Employment Security Administration Fund (i.e., the fund in which employers deposit their unemployment insurance taxes).

Present law provides that monies from the special fund are to be used only for the purpose of upgrading employee job skills through training.

Present law provides that training is to be done by a third-party training provider selected by the applicant and approved pursuant to rules and regulations promulgated by the Louisiana Workforce Commission.

Proposed law provides that third-party training may be provided by a Louisiana college or university.

Proposed law provides that a Louisiana college or university may subcontract with an out-of-state college or university to provide third-party training so long as the training takes place on the campus of a Louisiana college or university.

Effective August 1, 2014.

(Amends R.S. 23:1514(D)(1))