

CONFERENCE COMMITTEE REPORT

SB 107

2022 Regular Session

Luneau

June 2, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 107 by Senator Luneau, recommend the following concerning the Engrossed bill:

- 1. That House Committee Amendment Nos. 1 through 4, designated HCASB107 4145 4333, proposed by the House Committee on Labor and adopted by the House of Representatives on May 17, 2022, be adopted.
- 2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "(G)" delete "," and insert "and 36:304(B)(1)(a)(i),"

AMENDMENT NO. 2

On page 1, line 8, after "Commission;" insert "to provide for the powers and duties of the secretary;"

AMENDMENT NO. 3

On page 2, between lines 12 and 13 insert the following:

"Section 5. R.S. 36:304(B)(1)(a)(i) is hereby amended and reenacted to read as follows:

§304. Powers and duties of secretary
* * *

B. The secretary shall have authority to:

(1)(a) Except as otherwise specifically provided in R.S. 36:801 and 803:

(i) Employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of the executive office of the secretary and **of each other office of the department and for the performance of their respective the performance** of its powers, duties, functions, and responsibilities and such other personnel, who are not assigned to an office, as may be necessary for the efficient administration of the commission and for the performance of the responsibilities, powers, duties, and functions of agencies transferred to it.

* * *"

AMENDMENT NO. 4

On page 2, line 13, change "Section 5." to "Section 6."

Respectfully submitted,

Senators:

Senator W. Jay Luneau

Senator Mike Reese

Senator Rick Ward III

Representatives:

Representative Barbara W. Carpenter

Representative Laurie Schlegel

Representative Vanessa Caston LaFleur

The legislative instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Yoursheka Butler.

CONFERENCE COMMITTEE REPORT DIGEST

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Keyword and summary of the bill as proposed by the Conference Committee

KEYWORD. WORKFORCE COMMISSION.

Report adopts House amendments to:

1. Make technical changes.

Report amends the bill to:

1. Authorize the secretary to employ, appoint, remove, assign, and promote such personnel as necessary for the efficient administration of each office of the department and for the performance of their respective powers, duties, functions, and responsibilities.

Digest of the bill as proposed by the Conference Committee

Present law provides that the Incumbent Worker Training Program (IWTP) re-authorization will be expressly renewed by the legislature prior to July 1, 2022, in order for amounts to be charged and credited to the Incumbent Worker Training Account in the following calendar year for use in funding the program.

Proposed law retains present law but requires the legislature to renew the IWTP re-authorization prior to July 1, 2026.

Present law provides that the Louisiana Workforce Commission (LWC) and all the statutory entities made a part of that department by law will begin to terminate its operations on July 1, 2022, and that all legislative authority for such entities ceases as of July 1, 2023, unless the legislature enacts a bill authorizing the re-creation of the department and its statutory entities prior thereto.

Proposed law provides for the general re-creation of the LWC and its statutory entities, effective June 30, 2022, in accordance with the "sunset" law.

Proposed law supersedes the provisions of the "sunset" law which set out the procedure for review and re-creation and which require a separate bill to re-create each statutory entity within the department along with additional provisions.

Proposed law makes July 1, 2027, the new termination date and termination would begin July 1, 2026, unless the department is re-created again.

Proposed law authorizes the secretary to employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of the executive office of the secretary and for the performance of its respective powers, duties, functions, and responsibilities and such other personnel, who are not assigned to an office, as may be necessary for the efficient administration of the commission and for the performance of the responsibilities, powers, duties, and functions of agencies transferred to it.

Proposed law retains present law and makes the secretary's present law authority applicable to each other office in the department.

Effective June 30, 2022.

(Amends R.S. 23:1553(G) and 36:304(B)(1)(a)(i); adds R.S. 49:191(13); repeals R.S. 49:191(10)(l))