

2018 Regular Session

SENATE BILL NO. 336

BY SENATORS RISER, CARTER AND WALSWORTH

WORKFORCE COMMISSION. Re-creates the Louisiana Workforce Commission and reauthorizes the Incumbent Worker Training Program. (6/30/18)

1 AN ACT

2 To amend and reenacted R.S. 23:1553(G), to enact R.S. 49:191(10)(c), and to repeal R.S.

3 49:191(8)(a), relative to the Louisiana Workforce Commission, to provide for the

4 re-creation of the Louisiana Workforce Commission and the statutory entities made

5 a part of the Louisiana Workforce Commission by law; to provide for the effective

6 termination date for all statutory authority for the existence of such statutory entities;

7 to provide for the reauthorization of the incumbent worker training program with the

8 Louisiana Workforce Commission; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 23:1553(G) is hereby amended and reenacted to read as
11 follows:

12 §1553. Noncharging of benefits; recoupment; social charge account; social charge
13 tax rate

14 * * *

15 G. The Incumbent Worker Training Program reauthorization shall be
16 expressly renewed by the legislature prior to ~~July 1, 2018~~ **July 1, 2022**, in order for
17 amounts to be charged and credited to the Incumbent Worker Training Account in

1 the following calendar year for use in funding the program.

2 Section 2. Pursuant to R.S. 49:193, the Louisiana Workforce Commission and the
3 statutory entities made a part of the department by law shall be re-created effective June 30,
4 2018, and all statutory authority therefor is continued in accordance with the provisions of
5 Part XII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950.

6 Section 3. Notwithstanding any provision of any previous Act of the legislature, all
7 statutory authority for the existence of the Louisiana Workforce Commission and the
8 statutory entities made a part of the department, as re-created under the provisions of Section
9 2 of this Act shall cease as of July 1, 2018, pursuant to R.S. 49:191. However, the Louisiana
10 Workforce Commission and its statutory entities may be re-created prior to such date in
11 accordance with the provisions of Part XII of Chapter 1 of Title 49 of the Louisiana Revised
12 Statutes of 1950.

13 Section 4. The provisions of R.S. 49:193 are hereby superseded to the extent that
14 those provisions are in conflict with the provisions of this Act.

15 Section 5. R.S. 49:191(10)(c) is hereby enacted to read as follows:

16 §191. Termination of legislative authority for existence of statutory entities;
17 phase-out period for statutory entities; table of dates

18 Notwithstanding any termination dates set by any previous Act of the
19 legislature, the statutory entities set forth in this Section shall begin to terminate their
20 operations on July first of each of the following years, and all legislative authority
21 for the existence of any statutory entity, as defined in R.S. 49:190, shall cease as of
22 July first of the following year, which shall be the termination date:

23 * * *

24 (10) July 1, 2022:

25 * * *

26 **(c) The Louisiana Workforce Commission and all statutory entities made**
27 **a part of the department by law.**

28 * * *

29 Section 6. R.S. 49:191(8)(a) is hereby repealed in its entirety.

1 Section 7. This Act shall become effective on June 30, 2018; if vetoed by the
2 governor and subsequently approved by the legislature, this Act shall become effective on
3 June 30, 2018, or on the day following such approval by the legislature, whichever is later.

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

DIGEST

SB 336 Original

2018 Regular Session

Riser

Present law provides that the La. Workforce Commission and all the statutory entities made a part of that department by law shall begin to terminate their operations on July 1, 2018, and that all legislative authority for such entities shall cease as of July 1, 2018, 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 La. Workforce Commission and its statutory entities, effective June 30, 2018, 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, 2022, the new termination date and termination would begin July 1, 2018, unless the department is re-created again.

Present law provides for the Incumbent Worker Training Program within the La. Workforce Commission. Present law provides that the purpose of the program is to upgrade job skills through training, with emphasis on preventing job loss caused by obsolete skills, technological change, or national or global competition, in order to retain workers for occupations in high demand areas of the economy. Present law provides that, for the program to continue, reauthorization must be expressly renewed by the legislature prior to July 1, 2018.

Proposed law provides for the reauthorization of the incumbent worker training program within the La. Workforce Commission until July 1, 2022.

Effective June 30, 2018.

(Amends R.S. 23:1553(G); adds R.S. 49:191(10)(c); and repeals R.S. 49:191(8)(a))