

2020 Regular Session

HOUSE BILL NO. 422

BY REPRESENTATIVE EMERSON

LICENSING: Provides relative to apprenticeships

1 AN ACT

2 To enact Chapter 61 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised  
3 of R.S. 37:3721 through 3723, relative to occupational licensing; to provide  
4 definitions; to provide for mandatory licensing; to provide for criteria; to provide for  
5 examinations; to provide for fees; to provide for rulemaking; to provide for an  
6 effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Chapter 61 of Title 37 of the Louisiana Revised Statutes of 1950, to be  
9 comprised of R.S. 37:3721 through 3723 is hereby enacted to read as follows:

10 CHAPTER 61. APPRENTICESHIPS

11 §3721. Short title

12 This Act shall be known and may be cited as the "Earn and Learn Act of  
13 2020".

14 §3722. Definitions

15 As used in this Chapter:

16 (1) "Apprenticeship" means a program that meets the federal guidelines set  
17 out in 29 CFR Part 29, including industry programs.

18 (2) "Licensing" means any required training, education, or fee to work in a  
19 specific profession.

1           (3) "Licensing authority" means an agency, examining board, credentialing  
2           board, or other office with the authority to impose occupational fees or licensing  
3           requirements on any profession.

4           §3723. Treatment of apprenticeships for licensing purposes

5           A. A licensing authority shall grant a license to any applicant who meets all  
6           of the following criteria:

7           (1) Has completed an apprenticeship in the licensed occupation or  
8           profession.

9           (2) Has passed an examination, if one is deemed to be necessary, by the  
10           licensing authority.

11           (3) Has paid any fees deemed necessary by the licensing authority.

12           B. Licensing authorities shall establish a passing score for their examinations  
13           which shall not exceed the passing score that is required under the standard licensing  
14           processes. If the relevant licensing authority or statute does not require an  
15           examination for the standard licensing process for an occupation, no examination can  
16           be required for applicants who complete an apprenticeship in that occupation.

17           C. Licensing authorities shall establish a licensing fee, which shall not  
18           exceed the licensing fee that is required under the standard licensing processes. If the  
19           relevant licensing authority or state does not require a fee for the standard licensing  
20           process for an occupation, no fee can be required for applicants who complete an  
21           apprenticeship in that occupation.

22           D. Except as otherwise required by federal law, apprenticeships for an  
23           occupation shall not be required to exceed the number of hours required by the  
24           relevant licensing authority or statute for that occupation.

25           E. Licensing authorities shall adopt necessary rules for the implementation  
26           of this Chapter.

27           Section 2. This Act shall become effective on January 1, 2021.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 422 Original

2020 Regular Session

Emerson

**Abstract:** Requires licensing authorities to issue licenses to applicants who meet certain requirements, including the completion of an apprenticeship.

Proposed law defines "licensing", "licensing authority", and "apprenticeship".

Proposed law requires licensing authorities to issue a license to any applicant who meets all of the following criteria:

- (1) Has completed an apprenticeship.
- (2) Has passed an examination, if one is deemed necessary.
- (3) Has paid any fees deemed necessary.

Proposed law requires licensing authorities to establish a passing score for examinations, and the score cannot be more than the score required under the standard licensing processes.

Proposed law prevents the licensing authorities from requiring applicants who complete an apprenticeship to pay any fees or take any examinations that other applicants are not required to comply with.

Proposed law prevents the licensing authorities from requiring applicants who complete an apprenticeship to complete more hours than other applicants, except as provided for in present law.

Proposed law requires the licensing authority to adopt rules for implementation.

Effective Jan. 1, 2021.

(Adds R.S. 37:3721-3723)