

2022 Regular Session

SENATE BILL NO. 107

BY SENATOR LUNEAU

WORKFORCE COMMISSION. Re-creates the Louisiana Workforce Commission and re-authorizes the Incumbent Worker Training Program. (6/30/22)

1 AN ACT

2 To amend and reenact R.S. 23:1553(G), to enact R.S. 49:191(13), and to repeal R.S.
3 49:191(10)(I), relative to the Louisiana Workforce Commission; to provide for the
4 re-creation of the Louisiana Workforce Commission and all statutory entities made
5 a part of the department by law; to provide for the effective termination date for all
6 statutory authority for the existence of such statutory entities; to provide for the re-
7 authorization of the Incumbent Worker Training Program within the Louisiana
8 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 follows:

11 §1553. Noncharging of benefits; recoupment; social charge account; social charge
12 tax rate

13 * * *

14 G. The Incumbent Worker Training Program reauthorization shall be
15 expressly renewed by the legislature prior to ~~July 1, 2022~~ **July 1, 2026**, in order for
16 amounts to be charged and credited to the Incumbent Worker Training Account in
17 the following calendar year for use in funding the program.

1 * * *

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 2022, and all statutory authority therefore 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. All statutory authority for the existence of the Louisiana Workforce
7 Commission and the statutory entities made a part of the department as re-created by Section
8 1 of this Act shall cease as of July 1, 2027, pursuant to R.S. 49:191. However, the Louisiana
9 Workforce Commission may be re-created prior to such date in accordance with the
10 provisions of Part XII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950.

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 The provisions of R.S. 49:193 are hereby superseded to the extent that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

13 Section 5. R.S. 49:191(13) is hereby enacted to read as follows:

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

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

21 * * *

22 **(13) July 1, 2026**

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

25 Section 6. R.S. 49:191(10)(l) is hereby repealed in its entirety.

26 Section 7. This Act shall become effective on June 30, 2022; if vetoed by the
27 governor and subsequently approved by the legislature, this Act shall become effective on
28 June 30, 2022, 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 Yoursheka Butler.

DIGEST

SB 107 Engrossed 2022 Regular Session Luneau

Present law provides that the Incumbent Worker Training Program (IWTP) re-authorization shall 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 shall 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.

Effective June 30, 2022.

(Amends R.S. 23:1553(G); adds R.S. 49:191(13); repeals R.S. 49:191(10)(l))