

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1172

6 By: Leftwich

7 COMMITTEE SUBSTITUTE

8 An Act relating to labor; creating the Oklahoma
9 Recently Unemployed Worker Training Fund Act of 2009;
10 providing short title; stating legislative findings;
11 stating the Act shall be established as a pilot
12 program as funds become available; creating the
13 Recently Unemployed Worker Training Fund; providing
14 for appropriation, budgeting, expenditure and purpose
15 of Fund; providing for certain payments from Fund;
16 stating purposes monies from the Fund shall be used
17 for; defining terms; restricting the use of certain
18 grant funds; requiring the Oklahoma Department of
19 Commerce to develop certain grant application form;
20 providing certain content of form; requiring the
21 match of grant funds; authorizing certain forms of
22 matches for the grants; providing for training for
23 certain workers; authorizing the payment of certain
24 grants for certain purposes; stating certain expenses
will not be reimbursed; requiring certain records be
made available for certain review; providing for
application for grants; providing for awarding of
grants; providing for noncodification; providing for
codification; and providing an effective date.

21 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

22 SECTION 1. NEW LAW A new section of law not to be
23 codified in the Oklahoma Statutes reads as follows:
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1 This act shall be known and may be cited as the "Oklahoma
2 Recently Unemployed Worker Training Fund Act of 2009".

3 SECTION 2. NEW LAW A new section of law not to be
4 codified in the Oklahoma Statutes reads as follows:

5 The Oklahoma Legislature finds that a recently unemployed worker
6 training fund is necessary for the economic well-being of workers
7 and employers in Oklahoma. The Recently Unemployed Worker Training
8 Fund created by this act will provide funds to pay for training that
9 will update the skills of recently unemployed workers with the goals
10 of reemployment of Oklahomans and increasing the economic strength
11 of the state.

12 SECTION 3. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 3-109.4 of Title 40, unless
14 there is created a duplication in numbering, reads as follows:

15 The Recently Unemployed Worker Training Fund Act of 2009 shall
16 be established as a pilot program as funds become available.

17 SECTION 4. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 6-301 of Title 40, unless there
19 is created a duplication in numbering, reads as follows:

20 A. There is hereby created in the State Treasury a revolving
21 fund for the Oklahoma Department of Commerce to be designated the
22 "Recently Unemployed Worker Training Fund". The Recently Unemployed
23 Worker Training Fund shall be separate and distinct from all other
24 funds and shall consist of:

1 1. All sums, from whatever source, received by the Oklahoma
2 Department of Commerce and paid into the Recently Unemployed Worker
3 Training Fund; and

4 2. Property and securities acquired by and through the use of
5 monies in the Recently Unemployed Worker Training Fund.

6 B. The Recently Unemployed Worker Training Fund shall be a
7 continuing fund, not subject to fiscal year limitations. All monies
8 accruing to the credit of the Recently Unemployed Worker Training
9 Fund are hereby appropriated and may be budgeted and expended for
10 the purposes set forth in Section 5 of this act. Expenditures from
11 the Recently Unemployed Worker Training Fund shall be made upon
12 warrants issued by the State Treasurer against claims filed, as
13 prescribed by law, with the Director of State Finance for approval
14 and payment.

15 SECTION 5. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 6-302 of Title 40, unless there
17 is created a duplication in numbering, reads as follows:

18 The monies in the Recently Unemployed Worker Training Fund shall
19 be used for the following purposes:

20 1. Grants to provide training to recently unemployed workers
21 that will increase the productivity, efficiency, or skill level of
22 the workers;

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1 2. Payment to the Oklahoma Employment Security Commission for
2 the reasonable costs associated with collecting the assessment which
3 created the fund; and

4 3. Payment of the reasonable costs of administration of the
5 grant program for which this fund was created.

6 SECTION 6. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 6-303 of Title 40, unless there
8 is created a duplication in numbering, reads as follows:

9 A. For purposes of this section, "designated-training provider"
10 means any person, partnership, corporation, or limited liability
11 company, operating a business with employees whose primary work
12 station is located within the state of Oklahoma; or any private or
13 public educational institution located within this state.

14 B. For purposes of this section, "recently unemployed worker"
15 means an individual that meets the definition of unemployed as
16 defined in Section 1-217 of Title 40 of the Oklahoma Statutes, and
17 has met this definition since December 31, 2007.

18 C. The designated training provider shall use the grant funds
19 received from the Recently Unemployed Worker Training Fund only for
20 the payment of the cost of training and instruction for recently
21 unemployed workers. The designated training provider shall not use
22 any funds from the Recently Unemployed Worker Training Fund for
23 administration.

1 D. The Oklahoma Department of Commerce shall develop a grant
2 application form for designated training providers to use when
3 applying for grants from the Recently Unemployed Worker Training
4 Fund. At a minimum, the designated training provider must supply
5 the following:

- 6 1. Name;
- 7 2. Address;
- 8 3. Telephone number;
- 9 4. Tax number;
- 10 5. E-mail address;
- 11 6. Taxpayer identification number;
- 12 7. Names and titles of officers or owners, or in the case of a
13 public educational institution, the name of the superintendant,
14 principal, or president;
- 15 8. A description of the training the designated training
16 provider intends to provide to the recently unemployed workers;
- 17 9. The number of recently unemployed workers that can be
18 trained;
- 19 10. The number of training hours the recently unemployed
20 workers will receive;
- 21 11. Whether or not there will be a certification of skill level
22 at the end of the training;

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1 12. A statement as to how this training will enhance the
2 productivity, the efficiency, or skill level of the recently
3 unemployed workers; and

4 13. The estimated cost of training.

5 E. Each designated training provider receiving a grant from the
6 Recently Unemployed Worker Training Fund shall match the grant
7 dollar for dollar from the funds of the designated training
8 provider. The match can be:

9 1. Payment of training costs by the designated training
10 provider;

11 2. Payment of the wages and expenses of instructors during
12 training;

13 3. Purchase of supplies and materials for use in the training
14 program;

15 4. Purchase of equipment or tools to be used in the training
16 program; or

17 5. Purchase of equipment or tools to be used by the recently
18 unemployed workers on the job after training is complete.

19 F. Training of the recently unemployed workers must begin
20 within six months of the date the grant to the designated training
21 provider is approved. Training must be completed within six months
22 of the date training begins. Grants will be paid to designated
23 training providers as a reimbursement of training expenses incurred.
24 Payment will be made based on invoices or billing statements from

1 the provider of the training up to the amount of the grant awarded.
2 Expenses for training occurring outside the time limits set out in
3 this subsection shall not be reimbursed.

4 G. Each designated training provider receiving a grant shall
5 make its records available to grant monitors for compliance reviews.

6 H. Applications for grants from the Recently Unemployed Worker
7 Training Fund shall be evaluated by the Oklahoma Department of
8 Commerce. Grants will be awarded based on the quality of the
9 application, the ability of the designated training provider to
10 complete the training process, the ability of the designated
11 training provider to produce the matching funds, the utility of the
12 training, and the overall impact the training will have on the local
13 and state economy.

14 SECTION 7. This act shall become effective November 1, 2009.

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