

1 ENGROSSED HOUSE
2 BILL NO. 3303

By: Wright and Nollan of the
House

3 and

4 Jech of the Senate

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6
7 An Act relating to workforce development; creating
8 the Work-based Learning Program; providing authority
9 over program; directing establishment of certain
10 partnerships; designating duty of workforce
11 development office; establishing certain goals for
12 apprenticeship positions by certain date; stating
13 duration and purpose of program; stating participant
14 requirements; setting certain program components;
15 providing requirements for registration as a work-
16 based learning program; stating requirements for
17 annual certificate; directing certain renewal notice
18 by electronic mail; requiring certain summary at time
19 of renewal; providing for failure to renew
20 certificate; directing charge and collection of
21 certain fees; requiring organizations to post job
22 announcements on certain system; requiring Secretary
23 of State to transfer certain funds each fiscal year;
24 providing for codification; providing an effective
date; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 5003.10e of Title 74, unless
there is created a duplication in numbering, reads as follows:

A. There is hereby created the Work-based Learning Program.
The Governor's Council on Workforce and Economic Development shall

1 have authority over the program. The Governor's Council shall
2 coordinate the program by establishing partnerships with the State
3 Department of Education, the State Regents for Higher Education, the
4 State Department of Career and Technology Education, the Oklahoma
5 Board of Private Vocational Schools, the Secretary of State and
6 business entities throughout the state. The Oklahoma Office of
7 Workforce Development, serving as the Workforce Innovation and
8 Opportunity Act designee as established by the Governor, shall have
9 the official duty to develop and maintain a Work-based Learning
10 Program within its jurisdiction to be focused on increasing the
11 number of registered apprenticeships and internship programs,
12 defined as paid and unpaid work experience by the United States
13 Department of Labor as contained in 20 CFR 681.600, in this state to
14 at least an aggregate of twenty thousand positions by the end of the
15 calendar year 2020. All partners participating in the Work-based
16 Learning Program shall be required to provide their expertise, time
17 and resources as deemed necessary to advance and sustain the work-
18 based learning goals of Oklahoma Works to assist with publishing an
19 annual progress report showing each state agency's steps and
20 accomplishments toward meeting statewide workforce goals and to
21 network and coordinate with other public and private entities in an
22 effort to align all state agencies, boards and commissions and the
23 private business sector in meeting Oklahoma Works goals.

1 B. The Work-based Learning Program shall include the following
2 components:

3 1. Coordinate work-based learning opportunities through the
4 state's labor market and labor exchange systems to connect youth and
5 adults in public and private sectors;

6 2. Work toward increasing the number of youth and adults
7 participating successfully in public and private work-based learning
8 opportunities;

9 3. Set standards for equality and fair access to quality work-
10 based learning experiences for all Oklahomans, including, but not
11 limited to, women, out-of-school youth, adults, African Americans,
12 Hispanics, Native Americans, veterans, individuals with disabilities
13 and other target populations identified in the federal Workforce
14 Innovation and Opportunity Act;

15 4. Promote quality work-based learning experiences which are
16 developmentally appropriate, including an orientation for all
17 parties, identify learning objectives for the term of the
18 experience, explore multiple aspects of an industry, develop
19 workplace skills and competencies, assess performance, provide
20 opportunities for work-based reflection, link appropriate next steps
21 and see that all aspects are documented and reported and comply with
22 state and federal labor laws;

1 5. Convene industry partners to develop industry-specific
2 standards for internships in order to aid employers with the
3 creation of rigorous internship programs; and

4 6. Prioritize paid work-based learning experiences to ensure
5 equity and access.

6 C. Each organization seeking to be a registered Work-based
7 Learning Program in Oklahoma shall either:

8 1. Be registered as a Work-based Learning Program, such as an
9 apprenticeship, with the United States Department of Labor; or

10 2. File a certificate each year in the Office of the Secretary
11 of State, which shall confirm such an organization is an active
12 participant in Oklahoma's registered Work-based Learning Program.

13 The certificate to be filed shall include:

14 a. the name of the business, nonprofit organization or
15 government organization,

16 b. the street address of the organization,

17 c. the name of the primary contact for the organization,

18 d. the electronic mail address for the primary contact of
19 the registered organization,

20 e. the registered organization's North American Industry
21 Classification System code (NAICS), if applicable,

22 f. the number and type of work-based learning
23 opportunities proposed for the year, the estimated
24 term of each opportunity, the proposed occupations,

- 1 and estimated number of hours per week of each
2 opportunity, if available,
- 3 g. the number and type of work-based learning
4 opportunities proposed for the year, the estimated
5 term of each opportunity, the proposed occupations,
6 and the estimated number of hours per week of each
7 opportunity, if available,
- 8 h. signed acknowledgement of the application by the
9 primary contact, and
- 10 i. the annual renewal shall be due on the anniversary
11 date of filing the registration application.

12 The filing shall be made electronically via the Secretary of State
13 website.

14 D. The annual certificate of participation shall be due on the
15 anniversary date of original registration, as the case may be, until
16 cancellation of the work-based organization in the Work-based
17 Learning Program.

18 E. The Secretary of State shall, at least sixty (60) days
19 before the anniversary date each year of a participating business,
20 cause a notice of renewal of the annual certificate to be sent to
21 such business to its last-known electronic mail address of record
22 filed with the Secretary of State. At the time of renewal, the
23 organization shall provide a Work-based Learning Program annual
24 summary, including for each position offered:

1. The number of opportunities posted;
2. The number of opportunities hired;
3. The type of work-based learning opportunities offered (e.g., internship, apprenticeship);
4. The Standard Occupational Classification (SOC) code;
5. The performance evaluation criteria utilized;
6. The term of the position;
7. The number of hours per week;
8. Paid or unpaid status;
9. Academic credit awarding institution, if applicable;
10. Academic hours awarded, if applicable; and
11. The gender, age and ethnicity of hires, if available.

F. A registered organization that fails to file the annual renewal and pay the annual renewal fee by the anniversary date of registration shall cease to be a registered organization with the Governor's Council for Workforce and Economic Development.

G. The Secretary of State shall charge and collect the following fees:

1. For filing the original application, a fee of Fifty Dollars (\$50.00) submitted to the Secretary of State; and
2. For filing subsequent annual renewals, a fee of Twenty-five Dollars (\$25.00) submitted to the Secretary of State.

H. To coordinate with statewide career pathways efforts, registered organizations under this program shall recruit

1 participants by posting job announcements on the state labor market
2 exchange system. Job announcements shall include the registered
3 organization number as assigned by the Secretary of State.

4 I. The Secretary of State shall transfer on July 1 of each
5 fiscal year an amount based on the Governor's Council for Workforce
6 Development annual budget not to exceed Eight Hundred Fifty Thousand
7 Dollars (\$850,000.00) annually from the Secretary of State revolving
8 fund to support the administration of the program and business
9 registration to help enable the development of the state's talent
10 pipeline.

11 SECTION 2. This act shall become effective July 1, 2018.

12 SECTION 3. It being immediately necessary for the preservation
13 of the public peace, health or safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

16 Passed the House of Representatives the 6th day of March, 2018.

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Presiding Officer of the House
of Representatives

20 Passed the Senate the ____ day of _____, 2018.

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Presiding Officer of the Senate
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