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STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

HOUSE BILL 2911

By: Dollens

AS INTRODUCED

An Act relating to the workforce development; creating the Work-based Learning Program; providing authority over program; directing creation of certain partnerships; designating duty of certain established workforce development offices; establishing certain goals for apprenticeship positions by certain date; stating duration and purpose of program; stating participant requirements; setting certain program components; requiring certain annual registration; providing exception; stating requirement for annual certificate; setting certificate fee; providing for termination from the program; directing certain renewal notice by electronic mail; providing for failure to renew certificate; directing collection and deposit of certain fees; authorizing certain maximum expenditure by Secretary of State for certain purpose; amending 18 O.S. 2011, Section 2055, which relates to fees; setting certain fee for certain purposes; providing for codification; and providing an effective date.

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 initiate and coordinate the Program by creating partnerships with
3 the State Department of Education, the State Regents for Higher
4 Education, the State Department of Career and Technology Education
5 and business entities throughout the state. Any established office
6 of workforce development in this state shall have the official duty
7 to develop and maintain a work-based learning program within its
8 jurisdiction to be focused on increasing the number of registered
9 apprenticeships and internship programs in this state to at least an
10 aggregate of twenty thousand positions by the end of the calendar
11 year 2020. The Work-based Learning Program shall be a continuing
12 program which encourages and supports all state agencies, boards and
13 commissions in their participation and establishment of appropriate
14 apprenticeships and internships within their respective agency,
15 board or commission. 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; and

23 5. Prioritize paid work-based learning experiences to ensure
24 equity and access.

1 C. Every work-based learning program not registered with the
2 United States Department of Labor shall be required to register with
3 the Office of the Secretary of State of this state. Each work-based
4 learning program established in this state shall register by filing
5 a certificate each year in the Office of the Secretary of State
6 which shall confirm such business is an active participant in the
7 Program. The certificate to be filed shall include the address of
8 the principal place of business and require the payment of an annual
9 filing fee of Twenty-five Dollars (\$25.00) payable to the Secretary
10 of State. The filing shall be made electronically via the Secretary
11 of State's website.

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

16 E. The Secretary of State shall, at least sixty (60) days
17 before the anniversary date each year of a participating business,
18 cause a notice of renewal of the annual certificate to be sent to
19 such business to its last known electronic mail address of record
20 filed with the Secretary of State.

21 F. A business with a work-based learning program that fails to
22 file or renew its certificate and pay the annual fee within sixty
23 (60) days after the date due shall cease to be deemed in good
24 standing as a work-based learning program in this state.

1 G. The Secretary of State is directed to collect and deposit
2 all certificate fees provided in this section and shall expend up to
3 a maximum of Five Hundred Thousand Dollars (\$500,000.00) annually
4 from the Revolving Fund for the Office of the Secretary of State to
5 support the administration of the Work-based Learning Program and
6 the business registration and certification processes.

7 SECTION 2. AMENDATORY 18 O.S. 2011, Section 2055, is
8 amended to read as follows:

9 Section 2055. The Secretary of State shall charge and collect
10 the following fees:

11 1. For filing the original articles of organization, a fee of
12 One Hundred Dollars (\$100.00);

13 2. For filing amended, corrected or restated articles of
14 organization, a fee of Fifty Dollars (\$50.00);

15 3. For filing articles of merger or consolidation and issuing a
16 certificate of merger or consolidation or filing articles of
17 conversion, a fee of One Hundred Dollars (\$100.00);

18 4. For filing articles of dissolution and issuing a certificate
19 of cancellation, a fee of Fifty Dollars (\$50.00);

20 5. For filing a certificate of correction of statements in an
21 application for registration of a foreign limited liability company,
22 a fee of One Hundred Dollars (\$100.00);

23 6. For issuing a certificate for any purpose whatsoever, a fee
24 of Ten Dollars (\$10.00);

1 7. For filing an application for reservation of a name, or for
2 filing a notice of the transfer or cancellation of any name
3 reservation, a fee of Ten Dollars (\$10.00);

4 8. For filing a statement of change of address of the principal
5 office or change of resident agent, or both, a fee of Twenty-five
6 Dollars (\$25.00);

7 9. For filing a change of address for an individual,
8 corporation, limited liability company or limited partnership
9 designated by a limited liability company as its registered agent
10 for service of process, for change of name of registered agent or
11 for the resignation of a registered agent, a fee of Twenty-five
12 Dollars (\$25.00) for the first forty corporations and Five Dollars
13 (\$5.00) for each additional corporation within any bulk filing;

14 10. For filing an application for registration as a foreign
15 limited liability company, a fee of Three Hundred Dollars (\$300.00);

16 11. For filing an application of withdrawal as provided in
17 Section 2047 of this title, a fee of One Hundred Dollars (\$100.00);

18 12. For any service of notice, demand, or process upon the
19 Secretary of State as resident agent of a limited liability company,
20 a fee of Twenty-five Dollars (\$25.00), which amount may be recovered
21 as taxable costs by the party to be sued, action, or proceeding
22 causing such service to be made if such party prevails therein; and
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1 13. For acting as the registered agent, a fee of Forty Dollars
2 (\$40.00) shall be paid on July 1 each year to the Office of the
3 Secretary of State; and

4 14. For filing an original registration of a work-based
5 learning program, a fee of Twenty-five Dollars (\$25.00) and for
6 filing an amended registration, a fee of Ten Dollars (\$10.00).

7 All fees shall be properly accounted for and shall be paid into
8 the State Treasury monthly. All fees received by the Secretary of
9 State pursuant to the provisions of this section shall be paid to
10 the credit of the Revolving Fund for the Office of the Secretary of
11 State created pursuant to Section 276.1 of Title 62 of the Oklahoma
12 Statutes.

13 SECTION 3. This act shall become effective November 1, 2018.

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