

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

SENATE BILL 520

By: Kirt

AS INTRODUCED

An Act relating to workforce development; amending Section 1, Chapter 138, O.S.L. 2018 (74 O.S. Supp. 2020, Section 5003.10e), which relates to work-based learning program; modifying language; deleting language; deleting Governor's Council On Workforce and Economic Development responsibilities; directing the Oklahoma Office of Workforce Development to advance work-based learning goals; requiring certain registration; utilizing Oklahoma Works website for filing; setting due date for renewal; deleting renewal notification by Secretary of State; requiring certain annual summary; deleting certain fees; and providing an effective date.

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

SECTION 1. AMENDATORY Section 1, Chapter 138, O.S.L. 2018 (74 O.S. Supp. 2020, Section 5003.10e), is amended to read as follows:

Section 5003.10e. A. There is hereby created the Work-based Learning Program. The Governor's Council on Workforce and Economic Development shall have authority over the program. ~~The Governor's Council shall coordinate the program by establishing partnerships with the State Department of Education, the State Regents for Higher~~

1 ~~Education, the State Department of Career and Technology Education,~~
2 ~~the Oklahoma Board of Private Vocational Schools, the Secretary of~~
3 ~~State and business entities throughout the state. The Oklahoma~~
4 Office of Workforce Development, serving as the Workforce Innovation
5 and Opportunity Act designee as established by the Governor, shall
6 have the official duty to develop and maintain a Work-based Learning
7 Program within its jurisdiction to be focused on increasing the
8 number of registered apprenticeships and internship learning
9 ~~programs, defined as paid and unpaid work experience by the United~~
10 ~~States Department of Labor as contained in~~ authorized by Section
11 3112 of Title 29 of the United States Code and 20 CFR 681.600, ~~in~~
12 ~~this state to at least an aggregate of twenty thousand positions by~~
13 ~~the end of the calendar year 2020. All partners participating in~~
14 ~~the Work-based Learning Program~~ which will provide training that
15 combines instruction at a worksite during paid employment with
16 classroom education, an increase in hourly wages for the employee
17 during work-based learning and culminate in an industry credential
18 as defined by the Workforce Innovation and Opportunity Act. The
19 Oklahoma Office of Workforce Development ~~shall be required to~~
20 provide their expertise, time and resources as deemed necessary to
21 advance and sustain the work-based learning goals of Oklahoma Works
22 ~~to assist with publishing~~ publish an annual progress report to the
23 Governor's Council on Workforce and Economic Development showing
24 ~~each state agency's steps and~~ accomplishments toward meeting

1 statewide workforce goals ~~and to network and coordinate with other~~
2 ~~public and private entities in an effort to align all state~~
3 ~~agencies, boards and commissions and the private business sector in~~
4 ~~meeting Oklahoma Works goals.~~

5 B. The Work-based Learning Program shall include the following
6 components:

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

10 2. Work toward increasing the number of youth and adults
11 participating successfully in public and private work-based learning
12 opportunities;

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

19 4. Promote quality work-based learning experiences which are
20 developmentally appropriate, including an orientation for all
21 parties, identify learning objectives for the term of the
22 experience, explore multiple aspects of an industry, develop
23 workplace skills and competencies, assess performance, provide
24 opportunities for work-based reflection, link appropriate next steps

1 and see that all aspects are documented and reported and comply with
2 state and federal labor laws; and

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

6 ~~6. Prioritize paid work-based learning experiences to ensure~~
7 ~~equity and access~~ work-based learning opportunities.

8 C. Each organization seeking to be a registered Work-based
9 Learning Program ~~in Oklahoma~~ recognized by this state and the
10 Governor's Council on Workforce and Economic Development shall
11 either:

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

14 2. File a ~~certificate~~ registration each year ~~in~~ with the
15 Oklahoma Office of ~~the Secretary of State, which shall confirm such~~
16 ~~an organization is an active participant in Oklahoma's registered~~
17 ~~Work-based Learning Program~~ Workforce Development. The ~~certificate~~
18 registration to be filed shall include:

- 19 a. the name of the business, nonprofit organization or
20 government organization,
21 b. the street address of the organization,
22 c. the name of the primary contact for the organization,
23 d. the electronic mail address for the primary contact of
24 the registered organization,

- 1 e. ~~the registered organization's North American Industry~~
2 ~~Classification System code (NAICS), if applicable,~~
3 ~~f. 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 ~~including Standard Occupational Classification (SOC)~~
7 ~~code for the occupations, and estimated number of~~
8 ~~hours per week of each opportunity, if available,~~
9 ~~g. the number and type of work-based learning~~
10 ~~opportunities proposed for the year, the estimated~~
11 ~~term of each opportunity, the proposed occupations,~~
12 ~~and the estimated number of hours per week of each~~
13 ~~opportunity, if available,~~
14 ~~h. signed acknowledgement of the application by the~~
15 ~~primary contact, and~~
16 ~~i. the annual renewal shall be due on the anniversary~~
17 ~~date of filing the registration application.~~

18 The filing shall be made electronically via the ~~Secretary of~~
19 State Oklahoma Works website.

20 D. The annual ~~certificate of participation~~ renewal shall be due
21 ~~on the anniversary date of original registration, as the case may~~
22 ~~be, until cancellation of the work-based organization in the Work-~~
23 ~~based Learning Program~~ each calendar year on January 31.

1 E. ~~The Secretary of State shall, at least sixty (60) days~~
2 ~~before the anniversary date each year of a participating~~
3 ~~organization, cause a notice of renewal of the annual certificate to~~
4 ~~be sent to such organization to its last known electronic mail~~
5 ~~address of record filed with the Secretary of State.~~ At the time of
6 renewal, the ~~organization~~ Oklahoma Office of Workforce Development
7 shall ~~provide~~ request a Work-based Learning Program annual summary,
8 including for each position offered:

- 9 1. The number of opportunities posted;
- 10 2. The number of opportunities hired;
- 11 3. The type of work-based learning opportunities offered (e.g.,
12 internship, pre-apprenticeship, on-the-job training,
13 apprenticeship);
- 14 4. The Standard Occupational Classification (SOC) code;
- 15 5. ~~The performance evaluation criteria utilized;~~
- 16 ~~6. The term of the position; and~~
- 17 ~~7. The number of hours per week;~~
- 18 ~~8. Paid or unpaid status;~~
- 19 ~~9. Academic credit awarding institution, if applicable;~~
- 20 ~~10. Academic hours awarded, if applicable; and~~
- 21 ~~11.~~ 6. The gender, age and ethnicity of hires, if available.

22 F. ~~A registered organization that fails to file the annual~~
23 ~~renewal and pay the annual renewal fee by the anniversary date of~~
24
25

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

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

SECTION 2. This act shall become effective November 1, 2021.

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