

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 86 be amended to read as follows:

- 1 Page 12, between lines 2 and 3, begin a new paragraph and insert:
2 "SECTION 5. IC 22-4-44 IS ADDED TO THE INDIANA CODE
3 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2011]:
5 **Chapter 44. Hoosiers Work Training Program**
6 **Sec. 1. As used in this chapter, "claimant" means an**
7 **unemployed individual who is receiving or is eligible to receive**
8 **unemployment benefits.**
9 **Sec. 2. As used in this chapter, "department" has the meaning**
10 **set forth in IC 22-4-2-11.**
11 **Sec. 3. As used in this chapter, "employer" means an individual**
12 **or any type of organization that qualifies as an employer under**
13 **IC 22-4-7.**
14 **Sec. 4. As used in this chapter, "program" refers to the Hoosiers**
15 **Work training program established by section 6 of this chapter.**
16 **Sec. 5. As used in this chapter, "trainee" means a claimant**
17 **participating in the program.**
18 **Sec. 6. (a) The Hoosiers Work training program is established**
19 **as a voluntary program to provide a structured, supervised**
20 **training opportunity to claimants while the claimants continue to**
21 **receive unemployment benefits.**
22 **(b) A training opportunity offered by the program may last up**
23 **to six (6) weeks and provide training for a maximum of**

1 twenty-four (24) hours per week.

2 (c) A claimant's participation in the program is limited to six (6)
3 weeks during a benefit year.

4 (d) The department may provide each trainee a weekly stipend,
5 not to exceed one hundred dollars (\$100) per week, during the
6 training opportunity to help defray a trainee's training related
7 expenses, such as transportation, child care, and clothing.

8 Sec. 7. (a) The department shall administer the program.

9 (b) The department may adopt any rules under IC 4-22-2 that
10 the department considers appropriate or necessary to administer
11 the program.

12 Sec. 8. (a) In order to participate in the program, an employer
13 must complete an application on a form established by the
14 department.

15 (b) The application must require an employer to certify all the
16 following:

17 (1) The employer has a full-time open position available and
18 intends to fill the position.

19 (2) The training opportunity to be offered provides structured
20 training that includes onsite instruction, supervision, and the
21 application of skills or experiences to allow a trainee to obtain
22 or learn transferable job skills.

23 (3) The employer will not pay any wages or provide payment
24 of any kind to a trainee.

25 (4) The employer agrees to:

26 (A) complete a performance evaluation for a trainee who
27 participates in the training opportunity, regardless of
28 whether the employer hires the trainee; and

29 (B) provide other information requested by the
30 department.

31 (5) The training opportunity will not displace or affect a
32 promotion due to any current employee.

33 (6) The training opportunity is not the result of a lockout or
34 strike.

35 (c) Not later than ten (10) days after an employer submits a
36 completed application, the department shall notify the employer
37 whether the employer is authorized to offer the training
38 opportunity. If the department does not authorize the training
39 opportunity, the department shall provide the reason or reasons
40 that the training opportunity cannot be authorized.

41 (d) An employer may terminate participation in the program at
42 any time.

43 Sec. 9. (a) In order to participate in the program, a claimant
44 must:

45 (1) complete a work keys assessment at a work one center;
46 and

47 (2) submit an application on a form established by the

- 1 **department.**
- 2 **(b) A claimant is not eligible to participate in the program if any**
- 3 **of the following apply:**
- 4 **(1) The individual is attending another training or retraining**
- 5 **program approved by the department.**
- 6 **(2) The individual is a job-attached worker with a specific**
- 7 **recall date that is not more than sixty (60) days after the**
- 8 **individual's separation date.**
- 9 **(3) The individual is using:**
- 10 **(A) a hiring service;**
- 11 **(B) a referral service; or**
- 12 **(C) another job placement service as determined by the**
- 13 **department.**
- 14 **(4) The individual has already completed six (6) weeks of**
- 15 **training in the program during the individual's current**
- 16 **benefit year.**
- 17 **(c) The application must require a claimant to certify all the**
- 18 **following:**
- 19 **(1) The claimant will not accept wages or payment of any kind**
- 20 **from the employer during the training opportunity.**
- 21 **(2) The claimant will continue to maintain eligibility for**
- 22 **unemployment compensation during the training opportunity,**
- 23 **including making efforts to secure full-time work under**
- 24 **IC 22-4-14-3, unless the claimant is exempt from doing so.**
- 25 **(3) The claimant understands completion of a training**
- 26 **opportunity does not guarantee a job or include the**
- 27 **expectation of a potential job.**
- 28 **(4) The claimant agrees to:**
- 29 **(A) report any missed training or changes in the training**
- 30 **opportunity; and**
- 31 **(B) provide other information requested by the**
- 32 **department.**
- 33 **(d) Not later than ten (10) days after a claimant submits a**
- 34 **completed application, the department shall notify the claimant**
- 35 **whether the claimant's application has been granted or denied.**
- 36 **(e) If the claimant's application is denied, the department shall**
- 37 **provide the reason or reasons for the denial.**
- 38 **Sec. 10. (a) The department shall match trainees whose**
- 39 **applications have been granted under section 9 of this chapter with**
- 40 **employers having training opportunities authorized under section**
- 41 **8 of this chapter.**
- 42 **(b) An employer may have one (1) trainee for each full-time**
- 43 **open position with an authorized training opportunity.**
- 44 **(c) The department shall provide a letter to the trainee and**
- 45 **employer outlining the training opportunity and the dates of the**
- 46 **training as agreed to by the trainee and the employer.**
- 47 **(d) If an employer wants to make substantial changes to the**

1 **training offered, the employer shall contact the department to have**
2 **the training opportunity reauthorized.**
3 **(e) The trainee or the employer may end the training**
4 **opportunity at any time and for any reason. The trainee and the**
5 **employer shall notify the department that the training opportunity**
6 **has ended.**
7 **Sec. 11. The state shall provide worker's compensation and**
8 **occupational disease coverage for a trainee while the trainee is**
9 **participating in a training opportunity authorized by the**
10 **department."**
11 Renumber all SECTIONS consecutively.
 (Reference is to ESB 86 as printed April 8, 2011.)

Representative Riecken