

2018 Regular Session

SENATE BILL NO. 221

BY SENATORS CARTER AND BISHOP

WORKFORCE COMMISSION. Changes the name of the Louisiana Workforce Commission to the Louisiana Department of Labor. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 23:1(A), the introductory paragraph of (B) and (C) and R.S.
3 36:301, relative to the Louisiana Workforce Commission; to provide for the name
4 change to the Louisiana Department of Labor; to change the title of the executive
5 director of the Louisiana Workforce Commission to the secretary of the Louisiana
6 Department of Labor; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 23:1(A), the introductory paragraph of (B) and (C) are hereby
9 amended and reenacted to read as follows:

10 CHAPTER 1. LOUISIANA ~~WORKFORCE COMMISSION~~ DEPARTMENT OF

11 LABOR

12 PART I. ESTABLISHMENT, POWERS, AND DUTIES

13 §1. ~~Louisiana Workforce Commission~~ Louisiana Department of Labor

14 established; purpose; definitions

15 A. The ~~Louisiana Workforce Commission~~ Louisiana Department of Labor

16 is hereby created and established to operate an integrated workforce development

17 delivery system in this state, in particular through the integration of job training,

1 employment and employment-related education and training programs, vocational
 2 rehabilitation services, independent living services, and blind services programs, and
 3 to administer the state's unemployment and workers' compensation programs. The
 4 duties of this ~~commission~~ **department** shall be exercised and discharged under the
 5 supervision and direction of the ~~executive director~~ **secretary**. He shall have charge
 6 of the administration and enforcement of all laws, rules, policies, and regulations,
 7 which it is the duty of the ~~commission~~ **department** to administer and enforce, and
 8 shall direct all inspections and investigations, except as otherwise provided by law.

9 B. The ~~commission~~ **department** shall meet the needs of all of the following:

10 * * *

11 C. As used in this Title, unless the context clearly indicates otherwise, the
 12 following terms shall be defined as follows:

13 (1) ~~"Commission" means the Louisiana Workforce Commission.~~

14 (2) ~~"Council" means the Louisiana Workforce Investment Council.~~

15 **(2) "Department" means the Louisiana Department of Labor.**

16 (3) ~~"Executive director" means the executive director of the commission.~~

17 **"Secretary" means the secretary of the department.**

18 Section 2. R.S. 36:301 is hereby amended and reenacted to read as follows:

19 CHAPTER 7. LOUISIANA ~~WORKFORCE COMMISSION~~

20 **DEPARTMENT OF LABOR**

21 §301. ~~Louisiana Workforce Commission~~ **Louisiana Department of Labor;**

22 creation; domicile; composition; purposes and functions

23 A. The ~~Louisiana Workforce Commission~~ **Louisiana Department of Labor**
 24 is created and shall be a body corporate with the power to sue and be sued. The
 25 domicile of the ~~commission~~ **department** shall be in Baton Rouge. The ~~Louisiana~~
 26 ~~Workforce Commission~~ **Louisiana Department of Labor** shall be deemed to be one
 27 of the twenty departments of the executive branch of state government as provided
 28 in Article IV, Section 1 of the Constitution of 1974 and as provided in this Title.

29 B. The ~~Louisiana Workforce Commission~~ **Louisiana Department of Labor**

1 through its offices and officers, shall administer and enforce laws and programs
2 designed to protect the economic and physical well-being of Louisiana's workforce.

3 The ~~commission~~ **department** shall coordinate and administer programs conducted
4 by the state, or jointly with federal agencies, in the area of labor-management
5 relations, manpower evaluation and training, vocational rehabilitation, independent
6 living, blind services, employment, unemployment and workers' compensation, job
7 safety, and the licensing and regulation of certain types of work. The ~~commission~~
8 **department** shall perform functions related to administration of the community
9 services block grant for which provision is initially made in the Omnibus Budget
10 Reconciliation Act of 1981.

11 C.(1) The ~~Louisiana Workforce Commission~~ **Louisiana Department of**
12 **Labor** shall be composed of the executive office of the ~~executive director~~ **secretary**,
13 the office of management and finance, the office of workforce development, the
14 office of unemployment insurance administration, the office of workers'
15 compensation administration, the office of occupational information services, and
16 such other offices as shall be created by law. The Louisiana Workforce Investment
17 Council, as more specifically provided in R.S. 23:2042 et seq., shall be placed within
18 the executive office of the ~~executive director~~ **secretary**.

19 (2) Whenever the ~~executive director~~ **secretary** determines that the
20 administration of the functions of the ~~commission~~ **department** may be more
21 efficiently performed by eliminating, merging, or consolidating existing offices or
22 establishing new offices, he shall present a plan therefor to the legislature for its
23 approval by statute.

24 Section 3. The Louisiana State Law Institute is hereby directed to change all
25 references of the "Louisiana Workforce Commission" or "commission" to the "Louisiana
26 Department of Labor" or "department" where appropriate throughout the Louisiana Revised
27 Statutes of 1950. The Louisiana State Law Institute is hereby further directed to change all
28 references to the "executive director of the Louisiana Workforce Commission", whether
29 referred to as the "executive director of the Louisiana Workforce Commission" or "executive

1 director", to the "secretary of the Department of Labor", or "secretary".

2 Section 4. This Act shall become effective upon signature by the governor or, if not
3 signed by the governor, upon expiration of the time for bills to become law without signature
4 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
5 vetoed by the governor and subsequently approved by the legislature, this Act shall become
6 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Carla S. Roberts.

DIGEST

SB 221 Engrossed

2018 Regular Session

Carter

Proposed law changes the name of the executive branch agency which is charged with overseeing labor and employment laws and regulations for the state from "Louisiana Workforce Commission" to the "Louisiana Department of Labor".

Proposed law changes the title of the official who supervises and directs the executive branch agency related to labor and employment laws and regulations from the "executive director of the Louisiana Workforce Commission" to the "secretary of the Louisiana Department of Labor".

Proposed law directs the Louisiana Law Institute to change all references in present law from "Louisiana Workforce Commission" or "commission" to the "Louisiana Department of Labor" or "department" and to change all references from the executive director of the Louisiana Workforce Commission, whether referred to as the "executive director of the Louisiana Workforce Commission" or "executive director", to the "secretary of the Department of Labor" or "secretary".

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 23:1(A), (B)(intro para) and (C) and R.S. 36:301)