
SENATE BILL 5324

State of Washington

62nd Legislature

2011 Regular Session

By Senators Shin, Kastama, Kilmer, Nelson, Haugen, Hobbs, Sheldon, McAuliffe, and Conway

Read first time 01/20/11. Referred to Committee on Higher Education & Workforce Development.

1 AN ACT Relating to extending the Washington customized employment
2 training program; reenacting and amending RCW 28B.67.020; and repealing
3 RCW 28B.67.902.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 28B.67.020 and 2009 c 296 s 1 are each reenacted and
6 amended to read as follows:

7 (1) The Washington customized employment training program is hereby
8 created to provide training assistance to employers locating or
9 expanding in the state.

10 (2)(a) Application to receive funding under this program (~~shall~~)
11 must be made to the board in a form and manner as specified by the
12 board. Successful applicants (~~shall~~) must receive a training
13 allowance from the board to cover the costs of training at a qualified
14 training institution. Employers may not receive an allowance for
15 training costs which exceed the maximum annual training cost per
16 employee, as established by the board, and are not eligible to receive
17 an allowance or allowances of over five hundred thousand dollars per
18 calendar year.

1 (b) Allowances (~~shall~~) must be granted for applicants who meet
2 the following criteria:

3 (i) The employer must have entered into an agreement with a
4 qualified training institution to engage in customized training and the
5 employer must agree to: (A) Upon completion of the training, make a
6 payment to the employment training finance account created in RCW
7 28B.67.030 in an amount equal to one-quarter of the amount of the
8 training allowance; and (B) over the subsequent eighteen months, make
9 monthly or quarterly payments, as specified in the agreement, to the
10 employment training finance account created in RCW 28B.67.030 in an
11 amount equal to three-quarters of the amount of the training allowance.
12 During calendar years 2009 and 2010, participants may delay payments
13 due under this section for up to eighteen months. The payments into
14 the employment training finance account provided for in this section do
15 not constitute payment to the institution.

16 (ii) When hiring, the employer must make good faith efforts, as
17 determined by the board, to hire from trainees in the participant's
18 training program. The agreement with the qualified training
19 institution provided for in (b)(i) of this subsection shall specify
20 terms for reimbursement or additional payment to the employment
21 training finance account by the employer if the participant does not,
22 when hiring, make good faith efforts to hire from trainees in the
23 participant's training program.

24 (iii) The training allowance may not be used to train workers who
25 have been hired as a result of a strike or lockout.

26 (c) Preference (~~shall~~) must be given to employers with fewer than
27 fifty employees.

28 (d) Preference (~~shall~~) must be given to training that leads to
29 transferable skills that are interchangeable among different jobs,
30 employers, or workplaces.

31 (3) Qualified training institutions may enter into agreements with
32 four-year institutions of higher education, as defined in RCW
33 28B.10.016, in accordance with the interlocal cooperation act, chapter
34 39.34 RCW.

35 (4) The board and qualified training institutions may solicit and
36 receive gifts, grants, funds, fees, and endowments, in trust or
37 otherwise, from tribal, local, federal, or other governmental entities,
38 as well as private sources, for the purpose of providing training

1 allowances under chapter 112, Laws of 2006. All revenue thus solicited
2 and received (~~shall~~) must be deposited into the employment training
3 finance account created in RCW 28B.67.030.

4 (5) Qualified training institutions must make good faith efforts to
5 develop training programs using trainers preferred by participants.

6 (6) For employers who (a) have requested training under the job
7 skills program created under chapter 28C.04 RCW but are not able to
8 participate in the job skills program because the funds have all been
9 committed, and (b) desire to become participants in the Washington
10 customized employment training program, the board (~~shall~~) must ensure
11 a seamless process toward participation.

12 (7) The board may adopt rules to implement this section.

13 NEW SECTION. Sec. 2. RCW 28B.67.902 (Expiration date--2006 c 112
14 §§ 1-4 and 8) and 2006 c 112 s 11 are each repealed.

--- END ---