

SSB 5616 - H COMM AMD

By Committee on Education Appropriations

ADOPTED AND ENGROSSED 4/13/09

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 28B.67.020 and 2006 c 112 s 3 are each amended to
4 read as follows:

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

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

16 (b) Allowances shall be granted for applicants who meet the
17 following criteria:

18 (i) The employer must have entered into an agreement with a
19 qualified training institution to engage in customized training and the
20 employer must agree to: (A) Upon completion of the training, make a
21 payment to the employment training finance account created in RCW
22 28B.67.030 in an amount equal to one-quarter of the amount of the
23 training allowance; and (B) over the subsequent eighteen months, make
24 monthly or quarterly payments, as specified in the agreement, to the
25 employment training finance account created in RCW 28B.67.030 in an
26 amount equal to three-quarters of the amount of the training allowance.
27 During calendar years 2009 and 2010, participants may delay payments
28 due under this section for up to eighteen months. The payments into
29 the employment training finance account provided for in this section do
30 not constitute payment to the institution.

1 (ii) ~~((The employer must ensure that the number of employees an~~
2 ~~employer has in the state during the calendar year following the~~
3 ~~completion of the training program will equal the number of employees~~
4 ~~the employer had in the state in the calendar year preceding the start~~
5 ~~of the training program plus seventy five percent of the number of~~
6 ~~trainees.)) When hiring, the employer must make good faith efforts, as~~
7 ~~determined by the board, to hire from trainees in the participant's~~
8 ~~training program.~~ The agreement with the qualified training
9 institution provided for in (b)(i) of this subsection shall specify
10 terms for reimbursement or additional payment to the employment
11 training finance account by the employer if the ~~((employment criterion~~
12 ~~of this subsection is not met)) participant does not, when hiring, make~~
13 ~~good faith efforts to hire from trainees in the participant's training~~
14 ~~program.~~

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

17 (c) Preference shall be given to employers with fewer than fifty
18 employees.

19 (d) Preference shall be given to training that leads to
20 transferable skills that are interchangeable among different jobs,
21 employers, or workplaces.

22 (3) Qualified training institutions may enter into agreements with
23 four-year institutions of higher education, as defined in RCW
24 28B.10.016, in accordance with the interlocal cooperation act, chapter
25 39.34 RCW.

26 (4) The board and qualified training institutions may solicit and
27 receive gifts, grants, funds, fees, and endowments, in trust or
28 otherwise, from tribal, local, federal, or other governmental entities,
29 as well as private sources, for the purpose of providing training
30 allowances under chapter 112, Laws of 2006. All revenue thus solicited
31 and received shall be deposited into the employment training finance
32 account created in RCW 28B.67.030.

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

35 (6) For employers who (a) have requested training under the job
36 skills program created under chapter 28C.04 RCW but are not able to
37 participate in the job skills program because the funds have all been

1 committed, and (b) desire to become participants in the Washington
2 customized employment training program, the board shall ensure a
3 seamless process toward participation.

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

5 **Sec. 2.** RCW 28B.67.030 and 2006 c 112 s 8 are each amended to read
6 as follows:

7 (1) All payments received from a participant in the Washington
8 customized employment training program created in RCW 28B.67.020 shall
9 be deposited into the employment training finance account, which is
10 hereby created in the custody of the state treasurer. Only the state
11 board for community and technical colleges may authorize expenditures
12 from the account and no appropriation is required for expenditures.
13 The money in the account must be used solely for training allowances
14 under the Washington customized employment training program created in
15 RCW 28B.67.020 and for providing up to seventy-five thousand dollars
16 per year for training, marketing, and facilitation services to increase
17 the use of the program. The deposit of payments under this section
18 from a participant shall cease when the board specifies that the
19 participant has met the monetary obligations of the program.

20 (2) All revenue solicited and received under the provisions of RCW
21 28B.67.020(4) shall be deposited into the employment training finance
22 account to provide training allowances.

23 (3) The definitions in RCW 28B.67.010 apply to this section.

24 **Sec. 3.** RCW 82.04.449 and 2006 c 112 s 5 are each amended to read
25 as follows:

26 In computing the tax imposed under this chapter, a credit is
27 allowed for participants in the Washington customized employment
28 training program created in RCW 28B.67.020. The credit allowed under
29 this section is equal to fifty percent of the value of a participant's
30 payments to the employment training finance account created in RCW
31 28B.67.030. If a participant in the program does not meet the
32 ~~((qualifications in))~~ requirements of RCW 28B.67.020(2)(b)(ii), the
33 participant must remit to the department the value of any credits taken
34 plus interest. The credit earned by a participant in one calendar year
35 may be carried over to be credited against taxes incurred in a

1 subsequent calendar year. No credit may be allowed for repayment of
2 training allowances received from the Washington customized employment
3 training program on or after July 1, 2016."

4 Correct the title.

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