

HB0555S01 compared with HB0555

~~text~~ shows text that was in HB0555 but was deleted in HB0555S01.

text shows text that was not in HB0555 but was inserted into HB0555S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Jefferson Moss proposes the following substitute bill:

TALENT READY UTAH PROGRAM MODIFICATIONS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jefferson Moss

Senate Sponsor: _____

LONG TITLE

General Description:

This bill makes changes to provisions related to internships and apprenticeships.

Highlighted Provisions:

This bill:

- ▶ provides that a public school student participating in a youth apprenticeship is considered a volunteer government worker for purposes of workers' compensation and risk management;
- ▶ provides that an internship through an institution of higher education or public or private school may be with compensation;
- ▶ provides that an intern participating in an internship through an institution of higher education or public school is considered a volunteer government worker for purposes of workers' compensation and risk management;

HB0555S01 compared with HB0555

- ▶ creates an apprenticeship intermediary position to foster relationships between the Talent Ready Utah Program, local education agencies, and industry partners;
- ▶ defines terms; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53B-16-401, as last amended by Laws of Utah 2020, Chapter 365

53B-16-403, as last amended by Laws of Utah 1997, Chapter 10

53B-34-103, as renumbered and amended by Laws of Utah 2022, Chapter 362

53G-7-901, as last amended by Laws of Utah 2020, Chapter 374

53G-7-903, as last amended by Laws of Utah 2020, Chapter 354

ENACTS:

35A-6-104.5, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **35A-6-104.5** is enacted to read:

35A-6-104.5. Youth apprenticeships -- Workers' compensation -- Risk management.

(1) As used in this section, "youth apprentice" means an individual who is:

~~{~~ ~~(a) younger than 18 years old;~~

~~}~~ ~~(b)~~a) participating in a youth apprenticeship; and

~~(c)~~b) enrolled in a public school.

(2) A youth apprentice is considered to be a volunteer government worker of the public school in which the individual is enrolled, solely for purposes of:

(a) receiving workers' compensation medical benefits; and

(b) coverage by the Risk Management Fund created in Section 63A-4-201.

(3) Receipt of medical benefits under Subsection (2) shall be the exclusive remedy

HB0555S01 compared with HB0555

against the school and the cooperating employer for all injuries and occupational diseases as provided under Title 34A, Chapter 2, Workers' Compensation Act, and Chapter 3, Utah Occupational Disease Act.

Section 2. Section **53B-16-401** is amended to read:

53B-16-401. Definitions.

As used in this part:

(1) "Cooperating employer" means a public or private entity which, as part of a work experience and career exploration program offered through an institution of higher education, provides interns with training and work experience in activities related to the entity's ongoing business activities.

(2) "Institution of higher education" means any component of the state system of higher education as defined under Section 53B-1-102 that is authorized by the board to offer internship programs, and any private institution of higher education which offers internship programs under this part.

(3) "Intern" means a student enrolled in a work experience and career exploration program under Section 53B-16-402 that is sponsored by an institution of higher education, involving both classroom instruction and work experience with a cooperating employer, [~~for which the student receives no compensation~~] regardless of whether the student receives compensation.

(4) "Internship" means the work experience segment of an intern's work experience and career exploration program sponsored by an institution of higher education, performed under the direct supervision of a cooperating employer.

Section 3. Section **53B-16-403** is amended to read:

53B-16-403. Interns -- Workers' compensation medical benefits -- Risk management.

(1) An intern participating in an internship under Section 53B-16-402 is considered to be a volunteer worker of the sponsoring institution of higher education solely for purposes of:

(a) receiving workers' compensation medical benefits[-]; and

(b) coverage by the Risk Management Fund created in Section 63A-4-201.

(2) Receipt of medical benefits under Subsection (1) shall be the exclusive remedy against the institution and the cooperating employer for all injuries and occupational diseases

HB0555S01 compared with HB0555

as provided under Title 34A, Chapter 2, Workers' Compensation Act, and Chapter 3, Utah Occupational Disease Act.

Section 4. Section **53B-34-103** is amended to read:

53B-34-103. Talent Ready Utah Program.

(1) There is created the Talent Ready Utah Program administered by the commissioner.
(2) The commissioner, with the approval of the board, shall appoint a director of the talent program.

(3) The director of the talent program;

(a) shall appoint, with the approval of the commissioner, an apprenticeship intermediary, to carry out the duties described in Subsection (5); and

(b) may appoint other staff with the approval of the commissioner.

(4) The talent program shall coordinate with the talent board to:

(a) further education and industry alignment in the state;

(b) coordinate the development of new education programs that align with industry demand;

(c) coordinate or partner with other state agencies to administer grant programs;

(d) promote the inclusion of industry partners in education;

(e) provide outreach and information to employers regarding workforce programs and initiatives;

(f) develop and analyze stackable credential programs;

(g) determine efficiencies among workforce providers;

(h) map available workforce programs focusing on programs that successfully create high-paying jobs; and

(i) support initiatives of the talent board.

(5) The apprenticeship intermediary appointed by the director under Subsection (3) shall, in coordination with the talent program and at the direction of the talent board, foster relationships between industry partners, local education agencies, and the talent program, including by:

(a) increasing awareness for the talent program;

(b) recruiting industry partners;

(c) connecting high school students to participating employers, ~~including placing~~

HB0555S01 compared with HB0555

students in } apprenticeship opportunities, and work-based learning opportunities;

(d) working with local education agencies to:

(i) integrate talent program apprenticeship opportunities and work-based learning opportunities;

(ii) connect high school students with higher education opportunities;

(e) training mentors at participating employers in vocational education practices for youth;

(f) holding meetings with education partners and industry partners to discuss curriculum needs and industry needs;

(g) working with institutions of higher education and local education agencies to ensure industry-recognized credential programs are fully stackable; and

(h) performing other duties as directed by the talent board.

Section 5. Section **53G-7-901** is amended to read:

53G-7-901. Definitions.

As used in this part:

(1) "Cooperating employer" means a public or private entity which, as part of a work experience and career exploration program offered through a school, provides interns with training and work experience in activities related to the entity's ongoing business activities.

(2) "Intern" means a student enrolled in a school-sponsored work experience and career exploration program under Section 53G-7-902 involving both classroom instruction and work experience with a cooperating employer, ~~[for which the student receives no compensation]~~ regardless of whether the student receives compensation.

(3) "Internship" means the work experience segment of an intern's school-sponsored work experience and career exploration program, performed under the direct supervision of a cooperating employer.

(4) "Internship safety agreement" means the agreement between a public or private school and a cooperating employer in accordance with Section 53G-7-904.

(5) "Private school" means a school serving any of grades 7 through 12 which is not part of the public education system.

(6) "Public school" means:

(a) a public school district;

HB0555S01 compared with HB0555

- (b) an applied technology center or applied technology service region;
- (c) the Schools for the Deaf and the Blind; or
- (d) other components of the public education system authorized by the state board to offer internships.

Section 6. Section **53G-7-903** is amended to read:

53G-7-903. Interns -- Workers' compensation medical benefits -- Risk management.

(1) An intern participating in an internship under Section 53G-7-902 is considered to be a volunteer government worker of the sponsoring public school, or an employee of the sponsoring private school, solely for purposes of:

(a) receiving workers' compensation medical benefits[-]; and

(b) for an intern participating through a sponsoring public school, coverage by the Risk Management Fund created in Section 63A-4-201.

(2) Receipt of medical benefits under Subsection (1) shall be the exclusive remedy against the school and the cooperating employer for all injuries and occupational diseases as provided under Title 34A, Chapter 2, Workers' Compensation Act, and Chapter 3, Utah Occupational Disease Act.