

Regular Session, 2014

SENATE BILL NO. 643

BY SENATOR WARD

SCHOOLS. Allows charter schools and private schools to create work-based learning programs. (8/1/14)

1 AN ACT
2 To enact R.S. 23:167, relative to employment of minors; to provide for work-based learning
3 programs for students of charter and nonpublic schools; and to provide for related
4 matters.
5 Be it enacted by the Legislature of Louisiana:
6 Section 1. R.S. 23:167 is hereby enacted to read as follows:
7 **§167. Work-based learning programs**
8 **A. A school board, a governing body of a charter school established**
9 **under R.S. 17:3971 et. seq., or a governing body of a nonpublic school may**
10 **create a work-based learning program, pursuant to LAC Title 40, Part VII,**
11 **Section 541, for pupils in grades nine through twelve.**
12 **B. A school board or governing body that creates a work-based learning**
13 **program shall not do any of the following:**
14 **(1) Admit any student to the work-based learning program who is not**
15 **authorized to work in the United States, and shall comply with all relevant**
16 **provisions of the Immigration and Nationality Act and R.S. 23:992 et. seq.**
17 **(2) Admit any minor into the work-based learning program who is less**

1 than fourteen years of age on the first day of work.

2 (3) Assign any student to employment that he is not authorized to
3 perform under the Fair Labor Standards Act or R.S. 23:214-215.

4 (4) Admit any student into the program if it determines that the student
5 cannot perform the duties an employer that works with the school board or
6 governing body as part of their work study program sets forth.

7 C. Any income earned by a student in a work-based learning program
8 established under this Section shall not count as part of the student's family
9 total income under R.S. 17:4013.

10 D. Subject to the provisions of LAC Title 40, Part VII, Section 541, in the
11 case of a conflict between this Section and other provisions of Titles 17 or 23, for
12 the purposes of schools that create work-based learning programs this Section
13 shall control.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alan Miller.

DIGEST

Ward (SB 643)

Proposed law authorizes a school board, a governing body of a charter school established under present law, or a governing body of a nonpublic school to create a work-based learning program for pupils in grades nine through 12.

Proposed law prohibits any school board or governing body that creates a work-based learning program from doing any of the following:

- (1) Admitting any student to the work-based learning program who is not authorized to work in the United States, and shall comply with all relevant provisions of the Immigration and Nationality Act and present law.
- (2) Admitting any minor into the work-based learning program who is less than 14 years of age on the first day of work.
- (3) Assigning any student to employment that he is not authorized to perform under the Fair Labor Standards Act or present law.
- (4) Admitting any student into the program if it determines that the student cannot perform the duties an employer that works with the school board or governing body as part of their work study program sets forth.

Proposed law prohibits any income earned by a student in a work-based learning program established under proposed law counting as part of the student's family's total income under present law.

Proposed law provides that subject to the provisions of present law, in the case of a conflict between proposed law and present law, for the purposes of schools that create work-based learning programs proposed law shall control.

Effective August 1, 2014.

(Adds R.S. 23:167)