

# House Bill 3218

Sponsored by Representative CAMERON

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Department of Corrections to establish on-the-job training program for ex-offenders. Allows department or county to enter into agreements with public or private employers to provide training. Directs department to report to Seventy-sixth Legislative Assembly.

Sunsets January 2, 2012.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to on-the-job training for ex-offenders; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) **"Employer" means a public or private employer.**

6 (b) **"Ex-offender" means an individual released from a Department of Corrections insti-**  
7 **tution as defined in ORS 421.005 or under the supervision of a county community corrections**  
8 **program.**

9 (2) **The Department of Corrections shall establish an on-the-job training program for**  
10 **ex-offenders as a pilot program.**

11 (3) **The intent of the on-the-job training program is to provide an opportunity for ex-**  
12 **offenders who need training to secure employment and for employed ex-offenders who are**  
13 **assessed as needing additional training to advance in their jobs or to prevent job loss.**

14 (4) **The department shall provide grants to and enter into agreements with counties that**  
15 **will be responsible for carrying out on-the-job training for ex-offenders.**

16 (5) **The department or a county may enter into agreements with employers who agree**  
17 **to provide on-the-job training to ex-offenders who are or will be engaged in productive work**  
18 **with the employer in a job that:**

19 (a) **Provides knowledge or skills essential to the full and adequate performance of the job;**  
20 **and**

21 (b) **Is limited in duration as appropriate to the occupation for which the ex-offender is**  
22 **being trained, taking into account the content of the training and the prior work experience**  
23 **of the ex-offender.**

24 (6)(a) **Each employer that enters into an agreement with a county or the department has**  
25 **responsibility for hiring, compensating and training ex-offenders covered by agreements en-**  
26 **tered into with a county or the department.**

27 (b) **The department or a county shall reimburse an employer based on the wage rate of**  
28 **the ex-offender for the extraordinary costs of providing the training and additional super-**  
29 **vision related to the training.**

30 (c) **A county may designate a nonprofit organization, staffing agency, community college**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 or other qualified entity to manage the on-the-job training for ex-offenders for the county.

2 (7) The department shall apply the following policies in implementing the on-the-job  
3 training program:

4 (a) There must be an assessment of each ex-offender enrolled in the program to deter-  
5 mine whether the ex-offender has the necessary work experience or occupational training to  
6 meet a potential employer's minimum employment requirements or has special needs that  
7 may be a barrier to obtaining or retaining employment.

8 (b) The on-the-job training must be reasonably expected to last at least one year and  
9 provide at least 20 hours of work per week.

10 (8) Trainee retention for each employer shall be reviewed at least annually to determine  
11 whether the employer's performance meets the requirements of 20 C.F.R. 663.700(b).

12 (9)(a) The department shall adopt rules necessary to implement and administer the on-  
13 the-job training program.

14 (b) The rules shall be consistent with the applicable requirements of the federal  
15 Workforce Investment Act.

16 (10) The department may seek funding through grants and other means to carry out the  
17 on-the-job training program for ex-offenders established under this section.

18 (11) Not later than April 1, 2011, the department shall report to the Seventy-sixth Legis-  
19 lative Assembly in the manner provided in ORS 192.245 on the performance results of the  
20 on-the-job training program.

21 **SECTION 2.** Section 1 of this 2009 Act is repealed on January 2, 2012.

22 **SECTION 3.** This 2009 Act being necessary for the immediate preservation of the public  
23 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect  
24 on its passage.