



General Assembly

February Session, 2012

Raised Bill No. 328

LCO No. 1689

* SB00328LAB__031612__ *

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

**AN ACT CONCERNING TECHNICAL AND OTHER CHANGES TO THE
LABOR DEPARTMENT STATUTES.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Subdivision (3) of subsection (a) of section 31-232b of the
2 2012 supplement to the general statutes is repealed and the following
3 is substituted in lieu thereof (*Effective from passage*):

4 (3) With respect to benefits for weeks of unemployment beginning
5 after June 23, 1993, there is a state "on" indicator for a week if the
6 average rate of total unemployment in the state, as determined by the
7 United States Secretary of Labor, for the period consisting of the most
8 recent [three months] thirteen weeks for which data for all states are
9 published before the close of such week (A) equals or exceeds six and
10 one-half per cent, and (B) equals or exceeds one hundred ten per cent
11 of such average for either or both of the corresponding three-month
12 periods ending in the two preceding calendar years.

13 Sec. 2. Subdivision (5) of subsection (a) of section 31-232b of the 2012
14 supplement to the general statutes is repealed and the following is
15 substituted in lieu thereof (*Effective from passage*):

16 (5) Notwithstanding the provisions of subdivision (3) of this
17 subsection, with respect to benefits for weeks of unemployment (A)
18 beginning after December 17, 2010, and ending on or before December
19 31, 2011, or (B) beginning after the date established in federal law
20 permitting this subdivision for which there is one hundred per cent
21 federal sharing authorized by federal law, there is a state "on" indicator
22 for a week if the average rate of total unemployment in the state, as
23 determined by the United States Secretary of Labor, for the period
24 consisting of the most recent [three months] thirteen weeks for which
25 data for all states are published before the close of such week (i) equals
26 or exceeds six and one-half per cent, and (ii) equals or exceeds one
27 hundred ten per cent of such average for any or all of the
28 corresponding three-month periods ending in the three preceding
29 calendar years.

30 Sec. 3. Subsection (a) of section 31-51xx of the general statutes is
31 repealed and the following is substituted in lieu thereof (*Effective from*
32 *passage*):

33 (a) There is established the "Connecticut IDA Initiative". The
34 initiative shall be administered by the Labor Department. The initiative
35 shall provide an eligible individual as provided in section 31-51yy with
36 an opportunity, through a certified state IDA program, to establish an
37 individual development account from which funds may be used by the
38 account holder for [one of] the following purposes as specified in the
39 approved plan: (1) The costs of education or job training; (2) the
40 purchase of a home as a primary residence; (3) the participation in or
41 development of a new or existing entrepreneurial activity; (4) the
42 purchase of an automobile for the purpose of obtaining or maintaining
43 employment; (5) the making of a lease deposit on a primary residence;
44 or (6) the costs of education or job training for a dependent child of the
45 account holder.

46 Sec. 4. Section 31-51aaa of the general statutes is repealed and the
47 following is substituted in lieu thereof (*Effective from passage*):

48 (a) Funds from the Individual Development Account Reserve Fund
49 shall be used to provide grants to community-based organizations that
50 are operating certified state IDA programs for the purpose of
51 providing matching funds for the individual development accounts in
52 their programs, to assist the organizations to provide training,
53 counseling and case management for program participants and for
54 program administration purposes. Funds may also be used to pay for
55 the evaluation required pursuant to section 31-51ccc, the operation of
56 the clearinghouse, and the department's administrative expenses for
57 the Connecticut IDA Initiative. The department shall determine what
58 proportion of the funds in the Individual Development Account
59 Reserve Fund shall be used for each of these purposes.

60 (b) The Individual Development Account Reserve Fund shall be
61 administered as follows:

62 (1) No new grant shall be approved by the department unless there
63 is sufficient funding in the Individual Development Account Reserve
64 Fund, as determined by the department, to meet all existing funding
65 obligations including the maximum amount of state matching funds
66 that would be required if each account holder in these certified
67 programs met the savings [goal] goals in such account holder's
68 approved plan.

69 (2) Any funds remaining in the Individual Development Account
70 Reserve Fund at the end of each fiscal year, and the interest thereon,
71 shall be retained in said fund and used in the next succeeding fiscal
72 year for expenditures set forth in subsection (a) of this section.

73 (c) Grants received by the community-based organization from the
74 Individual Development Account Reserve Fund for matching funds
75 shall be held in the organization's local reserve fund. This fund shall be
76 an account separate from account holders' individual development
77 accounts, and its funds shall be disbursed in accordance with
78 subsections (e) and (f) of this section pursuant to regulations adopted
79 pursuant to section 31-51ddd. Grants from the Individual

80 Development Account Reserve Fund for matching funds to certified
81 state IDA programs shall be made on behalf of each individual account
82 holder in the maximum amount of two dollars for every one dollar
83 deposited in the individual development account by the account
84 holder, not to exceed one thousand dollars of such matching funds per
85 account holder for any calendar year and three thousand dollars per
86 account holder for the duration of the account holder's participation in
87 the program.

88 (d) The department and the community-based organizations,
89 separately or cooperatively, may solicit grants and private
90 contributions for the Individual Development Account Reserve Fund
91 and for the local reserve funds of community-based organizations
92 operating certified state IDA programs.

93 (e) If moneys are withdrawn from an individual development
94 account by an account holder due to the account holder's decision to
95 leave the certified state IDA program, all matching funds designated
96 for said moneys shall be forfeited by the account holder and [not later
97 than December thirty-first of each year, the matching funds from the
98 Individual Development Account Reserve Fund] shall be retained in
99 the local reserve fund to match the funds of a new account holder, or if
100 not used shall be returned by the community-based organization to the
101 department for redeposit into the Individual Development Account
102 Reserve Fund at the close of the grant. [; except that, if] If the
103 withdrawal is an emergency withdrawal, as defined in regulations
104 adopted pursuant to section 31-51ddd, or is a withdrawal due to
105 circumstances other than an account holder's decision to leave the
106 certified state IDA program, the community-based organization may
107 retain the matching funds for the account holder in its local reserve
108 fund until such account holder redeposits the withdrawn funds. [or
109 leaves the certified state IDA program, in accordance with such
110 regulations.]

111 (f) When the account holder has made sufficient deposits to such
112 account holder's individual development account to achieve the

113 savings [goal] goals set forth in such account holder's approved plan,
114 the community-based organization shall pay such sum together with
115 the matching funds from the organization's local reserve account that
116 are attributed to this individual development account, directly to the
117 person or entity providing the goods or services. Where matching
118 funds from the Individual Development Account Reserve Fund have
119 not been paid out by the community-based organization for an eligible
120 purpose within five years after the [opening] establishment of an
121 individual development account [due to an account holder not making
122 contributions as provided in the approved plan] grant, the matching
123 funds from the Individual Development Account Reserve Fund shall
124 be returned to the department for deposit in the Individual
125 Development Account Reserve Fund, except that the community-
126 based organization may grant a leave of absence or extension of time
127 to an account holder for a period not to exceed two years, within such
128 five-year period in accordance with regulations adopted pursuant to
129 section 31-51ddd.

130 Sec. 5. Section 31-3g of the general statutes is repealed and the
131 following is substituted in lieu thereof (*Effective from passage*):

132 (a) The Labor Commissioner shall provide assistance within existing
133 resources to displaced homemakers and access to programs specific to
134 the job training and placement needs of displaced homemakers. The
135 commissioner shall, through the job service office of the Employment
136 Security Division, provide such access to all existing programs and
137 services suitable to the skill development of the applying displaced
138 homemaker. The commissioner shall establish the position of state-
139 wide coordinator of services for displaced homemakers in the Labor
140 Department. For the purposes of this section, a displaced homemaker
141 is an individual who (1) has worked in the home providing unpaid
142 household services for family members, (2) has been dependent on the
143 income of another family member but is no longer supported by that
144 income or is receiving public assistance, and (3) has had or would have
145 difficulty in securing employment sufficient to provide for economic
146 independence.

147 (b) Such assistance and program access services shall include, but
148 not be limited to: (1) Vocational counseling and education, (2)
149 assessment of skills, (3) job training for various occupations, including
150 skilled craft and technical vocations for which there is a demand in
151 industry, (4) job placement, (5) assistance with child care and
152 transportation, (6) personal counseling, (7) information and referral,
153 and (8) financial management counseling.

154 (c) In providing the appropriate assistance and access to all existing
155 programs deemed suitable, the commissioner shall consider the
156 applicants, with an emphasis on women over the age of thirty-five
157 years, and their need for services based on their: (1) Financial
158 resources, (2) level of marketable skills, (3) ability to speak the English
159 language and (4) area of residence. The commissioner shall refer
160 applicants to the appropriate support services necessary for
161 employment and training.

162 [(d) The Labor Commissioner shall establish an Advisory Council
163 on Displaced Homemakers and appoint not less than ten nor more
164 than fifteen members, including representatives from the Labor
165 Department, the Departments of Education, Higher Education and
166 Social Services, the Permanent Commission on the Status of Women
167 and providers of assistance and program access services, and such
168 other members as the commissioner deems necessary. The advisory
169 council shall consult with and advise the Labor Commissioner and the
170 state-wide coordinator of services for displaced homemakers as to
171 criteria which shall be used to identify displaced homemakers and
172 determine programs and services appropriate to the skills
173 development of the applying displaced homemaker. The advisory
174 council shall develop specific recommendations for funding
175 multiservice programs which meet the training and job placement
176 needs of displaced homemakers.]

177 [(e)] (d) The Labor Commissioner shall adopt regulations in
178 accordance with chapter 54 to implement the provisions of this section.
179 The commissioner shall consider the recommendations of the advisory

180 council in the adoption of such regulations and in further funding
181 requests necessary to provide services for the displaced homemaker
182 population.

183 Sec. 6. Section 31-51qq of the general statutes is repealed and the
184 following is substituted in lieu thereof (*Effective from passage*):

185 On or before January 1, 1997, the Labor Commissioner shall adopt
186 regulations, in accordance with the provisions of chapter 54, to
187 establish procedures and guidelines necessary to implement the
188 provisions of sections 5-248a and 31-51kk to 31-51qq, inclusive, as
189 amended by this act, including, but not limited to, procedures for
190 hearings and redress, including restoration and restitution, for an
191 employee who believes that there is a violation by the employer of
192 such employee of any provision of said sections. [, and procedures for
193 the periodic reporting by employers to the commissioner of their
194 current experience with leaves of absence taken pursuant to said
195 sections.] In adopting such regulations, the commissioner shall make
196 reasonable efforts to ensure compatibility of state regulatory
197 provisions with similar provisions of the federal Family and Medical
198 Leave Act of 1993 and the regulations promulgated pursuant to said
199 act.

200 Sec. 7. Subdivision (5) of subsection (b) of section 4a-100 of the 2012
201 supplement to the general statutes is repealed and the following is
202 substituted in lieu thereof (*Effective from passage*):

203 (5) A statement of whether (A) the applicant has been disqualified
204 pursuant to section 4b-95, this section or section 31-57c, as amended by
205 this act, or 31-57d, as amended by this act, (B) [the applicant is on the
206 list distributed by the Labor Commissioner pursuant to section 31-57a,
207 (C)] the applicant is disqualified or prohibited from being awarded a
208 contract pursuant to section 31-57b, [(D)] (C) the applicant has been
209 disqualified by another state, [(E)] (D) the applicant has been
210 disqualified by a federal agency or pursuant to federal law, [(F)] (E) the
211 applicant's registration has been suspended or revoked by the

212 Department of Consumer Protection pursuant to section 20-341gg,
213 [(G)] (F) the applicant has been disqualified by a municipality, and
214 [(H)] (G) the matters that gave rise to any such disqualification,
215 suspension or revocation have been eliminated or remedied; and

216 Sec. 8. Subsection (b) of section 31-57c of the 2012 supplement to the
217 general statutes is repealed and the following is substituted in lieu
218 thereof (*Effective from passage*):

219 (b) Disqualification of a contractor is a serious action that shall be
220 used only in the public interest and for the state government's
221 protection and not for purposes of punishment or in lieu of other
222 applicable enforcement or compliance procedures. The causes for and
223 consequences of disqualification under this section shall be separate
224 from and in addition to causes for and consequences of
225 disqualification under sections 4b-95, 31-53a [, 31-57a] and 31-57b.

226 Sec. 9. Subsection (b) of section 31-57d of the general statutes is
227 repealed and the following is substituted in lieu thereof (*Effective from*
228 *passage*):

229 (b) Disqualification of a contractor is a serious action that shall be
230 used only in the public interest and for the state government's
231 protection and not for purposes of punishment or in lieu of other
232 applicable enforcement or compliance procedures. The causes for and
233 consequences of disqualification under this section shall be separate
234 from and in addition to causes for and consequences of
235 disqualification under sections 4b-95, 31-53a [, 31-57a] and 31-57b.

236 Sec. 10. Section 31-58 of the general statutes is repealed and the
237 following is substituted in lieu thereof (*Effective from passage*):

238 As used in this part:

239 (a) "Commissioner" means the Labor Commissioner;

240 [(b) "Wage board" means a board created as provided in section 31-
241 61;]

242 ~~[(c)]~~ (b) "Fair wage" means a wage fairly and reasonably
243 commensurate with the value of a particular service or class of service
244 rendered, and, in establishing a minimum fair wage for such service or
245 class of service under this part, the commissioner and the wage board,
246 without being bound by any technical rules of evidence or procedure,
247 (1) may take into account all relevant circumstances affecting the value
248 of the services rendered, including hours and conditions of
249 employment affecting the health, safety and general well-being of the
250 workers, and (2) may be guided by such considerations as would
251 guide a court in a suit for the reasonable value of services rendered
252 where services are rendered at the request of an employer without
253 contract as to the amount of the wage to be paid and (3) may consider
254 the wages, including overtime or premium rates, paid in the state for
255 work of like or comparable character by employers who voluntarily
256 maintain minimum fair wage standards;

257 ~~[(d)]~~ (c) "Department" means the Labor Department;

258 ~~[(e)]~~ (d) "Employer" means any owner or any person, partnership,
259 corporation, limited liability company or association of persons acting
260 directly as, or on behalf of, or in the interest of an employer in relation
261 to employees, including the state and any political subdivision thereof;

262 ~~[(f)]~~ (e) "Employee" means any individual employed or permitted to
263 work by an employer but shall not include any individual employed in
264 camps or resorts which are open no more than six months of the year
265 or in domestic service in or about a private home, except any
266 individual in domestic service employment as defined in the
267 regulations of the federal Fair Labor Standards Act, or an individual
268 employed in a bona fide executive, administrative or professional
269 capacity as defined in the regulations of the Labor Commissioner or an
270 individual employed by the federal government, or any individual
271 engaged in the activities of an educational, charitable, religious,
272 scientific, historical, literary or nonprofit organization where the
273 employer-employee relationship does not, in fact, exist or where the
274 services rendered to such organizations are on a voluntary basis, or

275 any individual employed as a head resident or resident assistant by a
276 college or university, or any individual engaged in baby sitting, or an
277 outside salesman as defined in the regulations of the federal Fair Labor
278 Standards Act; or any individual employed by a nonprofit theater,
279 provided such theater does not operate for more than seven months in
280 any calendar year;

281 [(g)] (f) A resort is defined as an establishment under one
282 management whose principal function it is to offer lodging by the day,
283 week, month or season, or part thereof, to vacationers or those in
284 search of recreation;

285 [(h)] (g) "Employ" means to employ or suffer to work;

286 [(i)] (h) "Wage" means compensation due to an employee by reason
287 of his employment;

288 [(j)] (i) "Minimum fair wage" in any industry or occupation in this
289 state means a wage of not less than six dollars and seventy cents per
290 hour, and effective January 1, 2003, not less than six dollars and ninety
291 cents per hour, and effective January 1, 2004, not less than seven
292 dollars and ten cents per hour, and effective January 1, 2006, not less
293 than seven dollars and forty cents per hour, and effective January 1,
294 2007, not less than seven dollars and sixty-five cents per hour, and
295 effective January 1, 2009, not less than eight dollars per hour, and
296 effective January 1, 2010, not less than eight dollars and twenty-five
297 cents per hour or one-half of one per cent rounded to the nearest whole
298 cent more than the highest federal minimum wage, whichever is
299 greater, except as may otherwise be established in accordance with the
300 provisions of this part. All wage orders in effect on October 1, 1971,
301 wherein a lower minimum fair wage has been established, are
302 amended to provide for the payment of the minimum fair wage herein
303 established except as hereinafter provided. Whenever the highest
304 federal minimum wage is increased, the minimum fair wage
305 established under this part shall be increased to the amount of said
306 federal minimum wage plus one-half of one per cent more than said

307 federal rate, rounded to the nearest whole cent, effective on the same
308 date as the increase in the highest federal minimum wage, and shall
309 apply to all wage orders and administrative regulations then in force.
310 The rates for learners, beginners, and persons under the age of
311 eighteen years shall be not less than eighty-five per cent of the
312 minimum fair wage for the first two hundred hours of such
313 employment and equal to the minimum fair wage thereafter, except
314 institutional training programs specifically exempted by the
315 commissioner.

316 Sec. 11. Section 31-58a of the general statutes is repealed and the
317 following is substituted in lieu thereof (*Effective from passage*):

318 Notwithstanding the provisions of subsection [(j)] (i) of section 31-
319 58, as amended by this act, minors between the ages of sixteen and
320 eighteen years who are employees of the state or any political
321 subdivision thereof shall be paid a minimum wage of not less than
322 eighty-five per cent of the minimum fair wage as defined in said
323 subsection, and notwithstanding the provisions of said subsection,
324 minors between the ages of fourteen and eighteen who are agricultural
325 employees shall be paid a minimum wage of not less than eighty-five
326 per cent of the minimum fair wage as defined in said section except
327 agricultural employees between the ages of fourteen and eighteen who
328 are employed by employers who did not, during the preceding
329 calendar year, employ eight or more workers at the same time shall be
330 paid a minimum wage of not less than seventy per cent of the
331 minimum wage, as defined in said section 31-58.

332 Sec. 12. Section 31-76e of the general statutes is repealed and the
333 following is substituted in lieu thereof (*Effective from passage*):

334 No employer shall be deemed to have violated section 31-76c by
335 employing any employee for a workweek in excess of the maximum
336 workweek applicable to such employee if such employee is employed
337 pursuant to a bona fide individual contract, or pursuant to an
338 agreement made as a result of collective bargaining by representatives

339 of employees, if the duties of such employee necessitate irregular
340 hours of work, and the contract or agreement (1) specifies a regular
341 rate of pay of not less than the minimum hourly rate provided in
342 subsection [(j)] (i) of section 31-58, as amended by this act, and
343 compensation at not less than one and one-half times such rate for all
344 hours worked in excess of such maximum workweek, and (2) provides
345 a weekly guaranty of pay for not more than sixty hours based on the
346 rates so specified.

347 Sec. 13. Subsection (f) of section 52-361a of the general statutes is
348 repealed and the following is substituted in lieu thereof (*Effective from*
349 *passage*):

350 (f) The maximum part of the aggregate weekly earnings of an
351 individual which may be subject under this section to levy or other
352 withholding for payment of a judgment is the lesser of (1) twenty-five
353 per cent of his disposable earnings for that week, or (2) the amount by
354 which his disposable earnings for that week exceed forty times the
355 higher of (A) the minimum hourly wage prescribed by Section 6(a)(1)
356 of the Fair Labor Standards Act of 1938, USC Title 29, Section 206(a)(1),
357 or (B) the full minimum fair wage established by subsection [(j)] (i) of
358 section 31-58, as amended by this act, in effect at the time the earnings
359 are payable. Unless the court provides otherwise pursuant to a motion
360 for modification, the execution and levy shall be for the maximum
361 earnings subject to levy and shall not be limited by the amount of the
362 installment payment order. Only one execution under this section shall
363 be satisfied at one time. Priority of executions under this section shall
364 be determined by the order of their presentation to the employer.

365 Sec. 14. Section 31-59 of the general statutes is repealed and the
366 following is substituted in lieu thereof (*Effective from passage*):

367 The commissioner or any authorized representative of the
368 commissioner shall have authority: (a) To investigate and ascertain the
369 wages of persons employed in any occupation in the state; (b) to enter
370 the place of business or employment of any employer of persons in

371 any occupation for the purpose of examining and inspecting any and
372 all books, registers, payrolls and other records of any such employer
373 that in any way appertain to or have a bearing upon the question of
374 wages of any such persons and for the purpose of ascertaining whether
375 the provisions of this part and the orders of the commissioner have
376 been and are being complied with; and (c) to require from such
377 employer full and correct statements in writing, when the
378 commissioner or any authorized representative of the commissioner
379 deems necessary, of the wages paid to all persons in his employment.
380 The commissioner may, on his own motion, and shall, on the petition
381 of fifty or more residents of the state, cause an investigation to be made
382 of the wages being paid to persons in any occupation to ascertain
383 whether any substantial number of persons in such occupation is
384 receiving less than a fair wage. [If the commissioner is of the opinion
385 that any substantial number of persons in any occupation or
386 occupations is receiving less than a fair wage, he shall appoint a wage
387 board as provided in section 31-61 to report upon the establishment of
388 minimum fair wage rates of not less than the minimum fair wage as
389 defined in section 31-58 for such persons in such occupation or
390 occupations.]

391 Sec. 15. Subsection (b) of section 31-60 of the general statutes is
392 repealed and the following is substituted in lieu thereof (*Effective from*
393 *passage*):

394 (b) The Labor Commissioner shall adopt such regulations, in
395 accordance with the provisions of chapter 54, as may be appropriate to
396 carry out the purposes of this part. Such regulations may include, but
397 are not limited to, regulations defining and governing an executive,
398 administrative or professional employee and outside salesperson;
399 learners and apprentices, their number, proportion and length of
400 service; and piece rates in relation to time rates; and shall recognize, as
401 part of the minimum fair wage, gratuities in an amount (1) equal to
402 twenty-nine and three-tenths per cent, and effective January 1, 2009,
403 equal to thirty-one per cent of the minimum fair wage per hour for
404 persons, other than bartenders, who are employed in the hotel and

405 restaurant industry, including a hotel restaurant, who customarily and
406 regularly receive gratuities, (2) equal to eight and two-tenths per cent,
407 and effective January 1, 2009, equal to eleven per cent of the minimum
408 fair wage per hour for persons employed as bartenders who
409 customarily and regularly receive gratuities, and (3) not to exceed
410 thirty-five cents per hour in any other industry, and shall also
411 recognize deductions and allowances for the value of board, in the
412 amount of eighty-five cents for a full meal and forty-five cents for a
413 light meal, lodging, apparel or other items or services supplied by the
414 employer; and other special conditions or circumstances which may be
415 usual in a particular employer-employee relationship. The
416 commissioner may provide, in such regulations, modifications of the
417 minimum fair wage herein established for learners and apprentices;
418 persons under the age of eighteen years; and for such special cases or
419 classes of cases as the commissioner finds appropriate to prevent
420 curtailment of employment opportunities, avoid undue hardship and
421 safeguard the minimum fair wage herein established. Regulations in
422 effect on July 1, 1973, providing for a board deduction and allowance
423 in an amount differing from that provided in this section shall be
424 construed to be amended consistent with this section. [without the
425 necessity of convening a wage board or amending such regulations.]

426 Sec. 16. Subsection (a) of section 31-69 of the general statutes is
427 repealed and the following is substituted in lieu thereof (*Effective from*
428 *passage*):

429 (a) Any employer or his agent, or the officer or agent of any
430 corporation, who discharges or in any other manner discriminates
431 against any employee because such employee has [served or is about
432 to serve on a wage board or has] testified or is about to testify [before
433 any wage board or] in any [other] investigation or proceeding under or
434 related to this part, or because such employer believes that such
435 employee may [serve on any wage board or may] testify [before any
436 wage board or] in any investigation or proceeding under this part,
437 shall be fined not less than one hundred dollars nor more than four
438 hundred dollars.

439 Sec. 17. Section 31-311 of the general statutes is repealed and the
440 following is substituted in lieu thereof (*Effective from passage*):

441 (a) The Labor Commissioner [, in consultation with the
442 Commissioner of Economic and Community Development and the
443 Commissioner of Education,] shall, within available appropriations,
444 establish and operate the [Twenty-First Century Skills] Incumbent
445 Worker Training Program, the purposes of which shall be to: (1)
446 Sustain high growth occupation and economically vital industries
447 identified by such commissioners; and (2) assist workers in obtaining
448 skills to start or move up their career ladders. Such job training
449 program may include training designed to increase the basic skills of
450 employees, including, but not limited to, training in written and oral
451 communication, mathematics or science, or training in technical and
452 technological skills and such other training as such commissioners
453 determine is necessary to meet the needs of the employer. No more
454 than five per cent of the appropriation for the program may be used
455 for administrative purposes.

456 (b) Not less than fifty per cent of the cost of such training shall be
457 borne by the employer requesting the training.

458 (c) Fifty per cent of any funds appropriated for the Incumbent
459 Worker Training Program in a fiscal year shall be used for companies
460 that have not received Incumbent Worker Training Program funding
461 in the previous three fiscal years.

462 (d) The Labor Commissioner shall allocate funds for the Incumbent
463 Worker Training Program on a regional basis and may designate an
464 entity to administer such program in each region.

465 (e) The application for the Incumbent Worker Training Program
466 shall be on a form prescribed by the Labor Commissioner.

467 [(c)] (f) The Labor Commissioner is authorized to adopt, pursuant to
468 chapter 54, any regulations required to carry out this section.

469 Sec. 18. Sections 31-3kk, 31-22, 31-57a, 31-61, 31-62, 31-64 and 31-65
 470 of the general statutes are repealed. (*Effective from passage*)

| | | |
|---|---------------------|------------------|
| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>from passage</i> | 31-232b(a)(3) |
| Sec. 2 | <i>from passage</i> | 31-232b(a)(5) |
| Sec. 3 | <i>from passage</i> | 31-51xx(a) |
| Sec. 4 | <i>from passage</i> | 31-51aaa |
| Sec. 5 | <i>from passage</i> | 31-3g |
| Sec. 6 | <i>from passage</i> | 31-51qq |
| Sec. 7 | <i>from passage</i> | 4a-100(b)(5) |
| Sec. 8 | <i>from passage</i> | 31-57c(b) |
| Sec. 9 | <i>from passage</i> | 31-57d(b) |
| Sec. 10 | <i>from passage</i> | 31-58 |
| Sec. 11 | <i>from passage</i> | 31-58a |
| Sec. 12 | <i>from passage</i> | 31-76e |
| Sec. 13 | <i>from passage</i> | 52-361a(f) |
| Sec. 14 | <i>from passage</i> | 31-59 |
| Sec. 15 | <i>from passage</i> | 31-60(b) |
| Sec. 16 | <i>from passage</i> | 31-69(a) |
| Sec. 17 | <i>from passage</i> | 31-3ll |
| Sec. 18 | <i>from passage</i> | Repealer section |

LAB *Joint Favorable*