

# PROPOSED AMENDMENT

## HB 1098 # 3

### DIGEST

Work based learning. Specifies that the definition of "work based learning program" does not include: (1) a virtual, remote, or online work based learning program in which the student performs activities primarily outside of an employer controlled physical worksite; or (2) an activity that does not involve ongoing work responsibilities or recurring placement with an employer. Provides that if an intermediary, an industry talent association, or a school connects a student with an employer to obtain work experience as part of a work based learning program, the intermediary, industry talent association, or school and the employer shall enter into a written agreement under which the employer assumes responsibility for obtaining worker's compensation insurance coverage for any student who performs services for the employer as part of the work based learning program. Provides that an intermediary, an industry talent association, or a school may comply with the requirement to enter into a written agreement with an employer when participating in a work based learning program by entering into an agreement with a third party employer of record.

- 
- 1           Page 1, line 9, delete "Work Based Learning Intermediaries" and  
2           insert **"Agreements with Work Based Learning Employers"**.  
3           Page 1, delete lines 12 through 17.  
4           Page 2, delete lines 1 through 27, begin a new paragraph and insert:  
5           **"Sec. 2. As used in this chapter, "school" means the following:**  
6                 **(1) A school maintained by a school corporation.**  
7                 **(2) A charter school.**  
8           **Sec. 3. (a) As used in this chapter, "work based learning**  
9           **program" refers to:**  
10                 **(1) an apprenticeship program (as defined in IC 20-43-8-0.3);**  
11                 **(2) a modern youth apprenticeship (as defined in**  
12                 **IC 20-51.4-2-9.5);**  
13                 **(3) a pre-apprenticeship program that meets the elements of**  
14                 **a quality pre-apprenticeship program established by the**  
15                 **United States Department of Labor; and**  
16                 **(4) a work based learning course (as defined in**  
17                 **IC 20-43-8-0.7).**  
18           **(b) The term does not include the following:**  
19                 **(1) A virtual, remote, or online work based learning program**  
20                 **in which the student performs activities primarily outside of**

- 1           **an employer controlled physical worksite.**
- 2           **(2) An activity that does not involve ongoing work**
- 3           **responsibilities or recurring placement with an employer,**
- 4           **such as a career awareness visit or field trip.**
- 5           **Sec. 4. (a) If an intermediary, an industry talent association, or**
- 6           **a school connects a student with an employer to obtain work**
- 7           **experience as part of a work based learning program, the**
- 8           **intermediary, industry talent association, or school and the**
- 9           **employer shall enter into a written agreement under which the**
- 10          **employer assumes responsibility for obtaining worker's**
- 11          **compensation insurance coverage for any student who performs**
- 12          **services for the employer as part of the work based learning**
- 13          **program.**
- 14          **(b) An intermediary, an industry talent association, or a school**
- 15          **may comply with subsection (a) by entering into an agreement with**
- 16          **a third party employer of record."**
- 17          Page 3, line 21, delete "refers to:" and insert "**has the meaning set**
- 18          **forth in IC 20-20-38.6-3."**
- 19          Page 3, delete lines 22 through 29.
- 20          Page 8, line 34, delete "IC 22-3-2.2-2.6)" and insert "**IC**
- 21          **20-20-38.6-3)".**
- 22          Page 9, line 37, delete "IC 22-3-2.2-2.6)," and insert "**IC**
- 23          **20-20-38.6-3),"**
- 24          Page 12, line 27, delete "refers to:" and insert "**has the meaning set**
- 25          **forth in IC 20-20-38.6-3."**
- 26          Page 12, delete lines 28 through 35.
- 27          Page 20, line 16, delete "Courses" and insert "**Programs"**.
- 28          Page 20, line 33, after "program"" insert "**has the meaning set forth**
- 29          **in IC 20-20-38.6-3."**
- 30          Page 20, delete lines 34 through 42.
- (Reference is to HB 1098 as printed January 20, 2026.)