

House Bill 2261

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Commissioner of the Bureau of Labor and Industries Dan Gardner)

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**.

Modifies membership of State Apprenticeship and Training Council. Establishes qualifications for council members. Modifies terms of apprenticeship agreement. Eliminates certain recordkeeping requirements of local joint committees. Defines "training agent" and alphabetizes definitions.

A BILL FOR AN ACT

1
2 Relating to apprenticeship program; amending ORS 660.002, 660.010, 660.020, 660.060, 660.110,
3 660.126, 660.135, 660.137, 660.142, 660.145, 660.155 and 660.190.

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

5 **SECTION 1.** ORS 660.002 is amended to read:

6 660.002. It is the policy of the State of Oregon:

7 (1) To encourage the development of an apprenticeship and training system through the volun-
8 tary cooperation of management, labor and interested state agencies, and in cooperation with other
9 states and the federal government.

10 (2) To provide for the establishment and [*furtherance*] **promotion** of standards of apprenticeship
11 and training to safeguard the welfare of apprentices and trainees and [*assure*] **ensure** proper train-
12 ing of an adequate, skilled labor force.

13 (3) To encourage the preparation of persons with skills that will enable them to find gainful
14 employment in an ever-changing society and [*insure*] **ensure** the continued growth and development
15 of the economy of Oregon by contributing to the maintenance of an adequate supply of skilled
16 workers.

17 **SECTION 2.** ORS 660.010 is amended to read:

18 660.010. As used in ORS 660.002 to 660.210, unless the context requires otherwise:

19 (1) "Apprentice" means a worker **who is** at least 16 years of age, except [*where*] **when** a higher
20 minimum age is otherwise required by law, **and** who is employed to learn an apprenticeable occu-
21 pation under standards of apprenticeship approved by the State Apprenticeship and Training Council
22 **and under an apprenticeship agreement recognized by the council.**

23 [(2) "*Apprenticeship agreement*" means a written agreement between an apprentice and either the
24 employer or the local joint committee which shall contain the minimum terms and conditions of the
25 employment and training of the apprentice.]

26 [(3)] (2) "Apprenticeable occupation" means a skilled trade [*which*] **that**:

27 (a) Is customarily learned in a practical way through a structured, systematic program of on-
28 the-job supervised training;

29 (b) Is clearly identified and commonly recognized throughout an industry;

30 (c) Involves manual, mechanical or technical skills and knowledge [*which*] **that** require a mini-

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 mum of 2,000 hours of on-the-job supervised training; and

2 (d) Requires related instruction to supplement the on-the-job training.

3 **(3) “Apprenticeship agreement” means a written agreement between an apprentice and**
 4 **either the training agent or the local joint committee that contains the minimum terms and**
 5 **conditions of the employment and training of the apprentice.**

6 [(4) “Commissioner” means the Commissioner of the Bureau of Labor and Industries.]

7 [(5) “Council” means the State Apprenticeship and Training Council.]

8 [(6)] **(4)** “Course of study” means a course of study for the instruction of apprentices or trainees
 9 established in accordance with ORS 660.157.

10 [(7) “Director” means the State Director of Apprenticeship and Training.]

11 [(8)] **(5)** “District school board” includes the boards of community college service districts, edu-
 12 cation service districts, common school districts and community college districts.

13 [(9)] **(6)** “Employer” means any person employing the services of an apprentice, regardless of
 14 whether [*such*] **the** person is a party to an apprenticeship agreement with [*that*] **the** apprentice.

15 [(10)] **(7)** “Local joint committee” includes local joint apprenticeship committees, local joint
 16 training committees and trade committees.

17 [(11)] **(8)** “Program” means the total system of apprenticeship as operated by a particular local
 18 joint committee, including the committee’s registered standards and all other terms and conditions
 19 for the qualification, recruitment, selection, employment and training of apprentices in that
 20 apprenticeable occupation.

21 [(12)] **(9)** “Trainee” means a worker **who is** at least 16 years of age, except [*where*] **when** a
 22 higher minimum age is otherwise required by law, **and** who is to receive, in part consideration for
 23 services, complete instruction in an occupation [*which*] **that** meets all the requirements of an
 24 apprenticeable occupation, except that such occupation requires, in the opinion of the council, less
 25 than 2,000 but not less than 1,000 hours of on-the-job supervised training.

26 **(10) “Training agent” means an employer that is registered with a local joint committee**
 27 **and the Apprenticeship and Training Division of the Bureau of Labor and Industries.**

28 **SECTION 3.** ORS 660.020 is amended to read:

29 660.020. (1) Every apprentice and **either** the apprentice’s [*employer or the agent of the appren-*
 30 *tice’s employer,*] **training agent or the** local joint committee shall sign a written apprenticeship
 31 agreement on a form approved by the State Apprenticeship and Training Council or on a form to
 32 which the council chairperson may grant interim approval. The agreement shall be signed and reg-
 33 istered with the council as soon as practicable, but [*within a period of time not to exceed*] **not later**
 34 **than 90 days after the start of the apprenticeship.**

35 (2) When [*the original employer has been*] **a training agent is** unable or unwilling to fulfill its
 36 obligations under [*the*] **an** apprenticeship agreement, the local joint committee may approve the
 37 transfer of the [*employer’s*] **training agent’s** obligation **under the program standards** to a subse-
 38 quent approved [*employer or employers*] **training agent** under the same program, with the consent
 39 of the apprentice. In such cases, it [*will not be*] **is not** necessary to sign and register a new ap-
 40 prenticeship agreement, notwithstanding the requirements of subsection (1) of this section.

41 **SECTION 4.** ORS 660.060 is amended to read:

42 660.060. [*In order*] To be registered **with the State Apprenticeship and Training Council,**
 43 every apprenticeship or training agreement [*made after November 1, 1981,*] shall contain:

44 (1) The names and signatures of the [*parties*] **apprentice or trainee** and of a parent or [*a*]
 45 guardian if the apprentice or trainee is a minor;

1 (2) The names and addresses of the appropriate local joint committee and of the [*State Apprenticeship and Training*] council;

3 (3) The date of birth of the apprentice or trainee;

4 (4) The beginning date and duration of the apprenticeship or training and the apprenticeable or
5 trainable occupation in which the apprentice or trainee is to be trained;

6 (5) A statement that the parties [*thereto*] **to the agreement** shall abide by the applicable stan-
7 dards existing as of the date of the agreement, and as amended during the duration of the agree-
8 ment, and a provision incorporating the standards[,] explicitly or by reference as part of the
9 agreement;

10 (6) A statement that there is a probationary period during which the apprenticeship agreement
11 may be terminated by either party to the agreement upon written notice to the Apprenticeship **and**
12 **Training** Division of the Bureau of Labor and Industries;

13 (7) A statement that after the probationary period the apprenticeship agreement may be can-
14 celed at the request of the apprentice or may be suspended, canceled or terminated by the committee
15 for good cause, which includes but is not limited to failure to report to work, nonattendance at re-
16 lated training, failure to submit work progress reports and lack of response to committee citations,
17 with [*due*] **prior written** notice to the apprentice, [*and a reasonable opportunity for correction*] and
18 with written notice to the apprentice and to the Apprenticeship **and Training** Division of the Bu-
19 reau of Labor and Industries of the final action taken by the committee;

20 (8) Such additional provisions as the council may deem necessary or advisable to effectuate the
21 policies and duties prescribed and imposed by ORS 660.002 to 660.210, provided such provisions are
22 customarily subject to agreement between [*employers*] **training agents** and apprentices or trainees;
23 and

24 (9) A waiver by the apprentice granting permission for **the** release of related training school
25 records to the appropriate joint apprenticeship committee for the purpose of evaluation.

26 **SECTION 5.** ORS 660.110 is amended to read:

27 660.110. (1) The State Apprenticeship and Training Council shall consist of [*11*] **nine** members,
28 including the Commissioner of the Bureau of Labor and Industries[,] and [*10*] **eight** members ap-
29 pointed by the Governor[,] as follows:

30 [(*a*) *Two members representing employees from the apprenticeable crafts or trades for which pro-*
31 *grams are approved and registered with the council;*]

32 [(*b*) *Two members representing employees from the industrial occupations for which programs are*
33 *approved and registered with the council;*]

34 [(*c*) *Two members representing industrial employers whose programs are approved and registered*
35 *with the council;*]

36 [(*d*) *Two members representing employers from the apprenticeable crafts or trades whose programs*
37 *are approved and registered with the council; and]*

38 [(*e*) *Two members representing the public.*]

39 **(a) Four members from apprenticeable building and construction crafts or trades that**
40 **have programs approved and registered with the council, including two members represent-**
41 **ing employers and two members representing employees;**

42 **(b) Two members from other apprenticeable occupations that have programs approved**
43 **and registered with the council, including one member representing employers and one**
44 **member representing employees; and**

45 **(c) Two members representing the public.**

1 **(2) To qualify to be a member of the council, an individual shall provide the council with**
 2 **documentation showing that the individual:**

3 **(a) Meets at least one of the following requirements:**

4 **(A) Active participation on an apprenticeship committee for a minimum of two years;**

5 **(B) Responsibility for administering a registered apprenticeship standard for a minimum**
 6 **of two years;**

7 **(C) Operation of a business that has trained apprentices for a minimum of two years; or**

8 **(D) A minimum of two years of experience, knowledge or specific interest in workforce**
 9 **development, training, education, training program administration or a related discipline; or**

10 **(b) Meets at least two of the following requirements:**

11 **(A) Completion of a registered apprenticeship program;**

12 **(B) Representation of a labor organization;**

13 **(C) Representation of business owners' interests in an employers' group; or**

14 **(D) Expertise in the delivery of workforce investment activities.**

15 [(2)] **(3)(a)** Each member shall be appointed for a term of four years and shall hold office until
 16 a successor has been appointed and has qualified. When the term of a member expires, the Governor
 17 shall appoint a successor within 90 days [of] **after** the term expiration date. A member [shall] **may**
 18 not automatically be removed from the council in midterm should the member's industry withdraw
 19 from the program for economic reasons.

20 [(3)] **(b)** Any vacancy occurring among the appointed members shall be filled by appointment,
 21 as provided in this section, for the unexpired portion of the term.

22 [(4)] **(c)** All appointments of members of the council by the Governor are subject to confirmation
 23 by the Senate pursuant to section 4, Article III, Oregon Constitution.

24 [(5)] **(4)** The Commissioner of the Bureau of Labor and Industries shall serve as the chairperson
 25 of the council with the power to cast the deciding vote in case of a tie. The council shall choose
 26 from among its members a vice chairperson to preside at meetings and perform other functions of
 27 the chairperson when the commissioner is absent.

28 [(6)] **(5)** Each member of the council is entitled to compensation and expenses as provided in
 29 ORS 292.495.

30 **SECTION 6.** ORS 660.126 is amended to read:

31 660.126. (1) Apprenticeship standards shall contain statements of:

32 (a) The apprenticeable occupation to be taught and a designation of the geographical area or
 33 areas in which the standards [shall be applicable] **will apply;**

34 (b) The qualifications required of apprentice applicants and the minimum eligible starting age,
 35 which [shall be] **is** at least 16 years unless a higher age is required by law;

36 (c) The outline of work processes in which the apprentice will receive supervised work experi-
 37 ence and training on the job, and the allocation of the approximate time to be spent in each major
 38 process;

39 (d) The term required for completion of apprenticeship, which shall be consistent with require-
 40 ments established by industry practice for the development of requisite skills, but in no event shall
 41 be less than 2,000 hours of reasonably continuous work experience;

42 (e) The approximate number of hours to be spent by the apprentice at work and the approximate
 43 number of hours to be spent in related and supplemental instruction;

44 (f) The minimum numeric ratio of journeymen to apprentices consistent with proper supervision,
 45 training, safety and continuity of employment, which shall be specifically and clearly stated as to

1 application in terms of job site, workforce, department or plant;

2 (g) A probationary period reasonable in relation to the full apprenticeship term, with full credit
 3 given for *[such]* **the probationary** period toward completion of apprenticeship and with provision
 4 that during the probationary period, the apprenticeship agreement may be terminated without cause;

5 (h) A progressively increasing schedule, showing the percentages of the journeyman hourly wage
 6 to be paid the apprentice at each level of apprenticeship achieved;

7 (i) Such additional provisions as the State Apprenticeship and Training Council may, by rule,
 8 deem necessary or advisable to effectuate the policies and duties prescribed and imposed by ORS
 9 660.002 to 660.210; and

10 (j) The content of related training with training objectives.

11 (2) Notwithstanding subsection (1) of this section, the council may approve the inclusion of
 12 standards of additional provisions, or of provisions that depart from the requirements of subsection
 13 (1) of this section, when such standards or provisions have been submitted by joint employer and
 14 employee groups, or may be part of legitimate bargaining agreements between an employer and
 15 employees. *[The council,]* In making its decision, *[shall take into consideration]* **the council shall**
 16 **consider** the following factors:

17 (a) The possibility that the provision might result in curtailment of opportunities for apprentices
 18 to receive training or continuity of employment;

19 (b) The possibility that the provision might result in the diversion of needed qualified applicants
 20 for apprenticeship, and particularly of qualified applicants of protected classes, into unskilled or
 21 semiskilled jobs for which an adequate supply of labor already exists;

22 (c) The possibility that the provision might result in disputes among the participants in the
 23 programs *[such as]* **that** might curtail the cooperation necessary to build an adequate, skilled labor
 24 force in the State of Oregon;

25 (d) The need to safeguard the health, safety, continuity of employment and welfare of the ap-
 26 prentices and to ensure the public welfare;

27 (e) The need to raise the level of skill in each apprenticeable occupation to provide to the public
 28 quality goods and services at a fair price and an adequate and skilled workforce for the defense of
 29 the nation; and

30 (f) The need *[for providing]* **to provide** training in the licensed occupations for the protection
 31 of the apprentices and of the general public.

32 (3) The council shall adopt rules to allow a local committee to determine the circumstances
 33 under which an apprentice **electrician, who is** working under ORS 479.510 to 479.945 *[who]* **and** has
 34 completed 6,500 hours of apprenticeship training, may work without direct supervision during the
 35 remainder of the apprenticeship.

36 **SECTION 7.** ORS 660.135 is amended to read:

37 660.135. (1) In each locality where apprentices are employed, *[there shall be formed]* **the State**
 38 **Apprenticeship and Training Council may approve** as many local joint committees as are neces-
 39 sary to serve the needs of the various apprenticeable occupations.

40 (2) Each local joint committee shall have no more than eight **principal** members, all actively
 41 participating in apprenticeship programs, and shall consist of an equal number of representatives
 42 of employers and employees. *[The principal]* **One alternate member may be selected for each**
 43 **principal committee member. Committee** members and the alternate members*[, one alternate for*
 44 *each of the principal members,]* shall be selected pursuant to procedures established by the *[State*
 45 *Apprenticeship and Training]* council. The alternate members may attend all committee meetings,

1 participate in discussions and perform such duties as may be delegated to them by the committee,
 2 but may not vote at committee meetings except when actually *[serving to substitute]* **substituting**
 3 for an absent principal committee member for their respective employer or employee.

4 **(3) To qualify as a local joint committee member representing employees, a prospective**
 5 **employee representative must be a member of the collective bargaining unit if a collective**
 6 **bargaining agreement exists for the trade or occupation that is the subject of the appren-**
 7 **ticeship or training program administered by the committee. If no collective bargaining**
 8 **agreement exists, the prospective employee representative must be, or have been, a skilled**
 9 **practitioner of the particular trade or occupation that is the subject of the apprenticeship**
 10 **or training program administered by the committee.**

11 *[(3)]* **(4)** Each local joint committee shall select a chairperson and a secretary, for such terms
 12 and with such powers and duties necessary for the performance of the functions of *[such]* **those** of-
 13 fices as the committee determines. *[The secretary shall maintain an accurate record of all proceedings*
 14 *of the committee, which shall be made available for public inspection at any reasonable time upon re-*
 15 *quest. A copy of the minutes of each meeting shall be sent to the Commissioner of the Bureau of Labor*
 16 *and Industries.]* A quorum for the transaction of committee business *[shall consist]* **consists** of two
 17 representatives of employers and two representatives of employees. Each local joint committee shall
 18 meet as often as is necessary to transact business. Meetings may be called by the chairperson[,]
 19 or at the request of the majority of the members of the committee.

20 *[(4)]* **(5)** When an individual is employed by a joint industry group, association or trust to assist
 21 local joint apprenticeship or training committees, trade committees or state joint committees in the
 22 performance of their statutory duties, *[such]* **the** individual is authorized to perform any clerical,
 23 ministerial or other functions as the committees may direct.

24 *[(5)]* *For purposes of membership as an employee representative on a local joint committee the pro-*
 25 *spective employee representative must be a member of the collective bargaining unit when a collective*
 26 *bargaining agreement exists which covers the trade or occupation that is the subject of the apprentice-*
 27 *ship or training program administered by the local joint committee. When no collective bargaining*
 28 *agreement exists, the prospective employee representative must be, or have been, a skilled practitioner*
 29 *of the particular trade or occupation that is the subject of the apprenticeship or training program ad-*
 30 *ministered by the local joint committee.]*

31 **SECTION 8.** ORS 660.137 is amended to read:

32 660.137. Every local apprenticeship or training program administered by a local joint committee,
 33 or by a trade committee functioning as a local joint committee, shall:

34 (1) Propose to the State Apprenticeship and Training Council standards for the local program
 35 *[which]* **that** are in substantial conformity with ORS 660.126 and with the uniform standards, if any,
 36 adopted by the state joint committee for that occupation, and recommend to the council modifica-
 37 tions of the standards.

38 (2) Administer its program in conformity with its approved standards, with the provisions of ORS
 39 660.002 to 660.210, and with the rules and policies of the council. Particularly, the local **joint** com-
 40 mittee shall:

41 (a) Maintain records of all apprentices in its program, with respect to work experience, in-
 42 struction on the job, attendance at related instruction and progress, and such other records as may
 43 be appropriate or required, and shall submit such reports as the council or appropriate govern-
 44 mental agencies may require;

45 (b) Submit to the state joint committee appropriate requests for changes in courses of study for

1 the instruction of apprentices; and

2 (c) Be responsible for apprentices receiving necessary on-the-job and related instruction, and for
3 all apprenticeship agreements being promptly registered with the council.

4 (3) Be responsible for the recruitment, qualification, selection, approval and registration of ap-
5 prentices entering the program, including the evaluation of previous creditable work experience,
6 education and training for which advanced credit must be given[;], provided[, *however,*] that ad-
7 vanced credit may be given for such creditable experience, education and training.

8 (4) Review and evaluate, at least semiannually, the progress of each apprentice, as to job per-
9 formance and related instruction, and consistent with the skill acquired, accordingly advance the
10 apprentice to the next level of apprenticeship or hold the apprentice at the same level for a rea-
11 sonable period, and with reasonable opportunity for corrective action, or terminate the apprentice
12 from the program for serious or continued inadequate progress and notify the Apprenticeship **and**
13 **Training** Division of the Bureau of Labor and Industries of the action taken. The council and the
14 appropriate [*employer or employers*] **training agent** shall also be notified of each rerating and of the
15 apprentice's new level on the wage schedule. Recognition for successful completion of apprenticeship
16 shall be evidenced by an appropriate certificate issued by the council.

17 (5)(a) Determine the qualifications, minimum facilities and training conditions required of an
18 employer to serve as an approved training agent, and approve training agents accordingly;

19 (b) Make periodic checks of approved training agents to [*assure*] **ensure** that there are qualified
20 training personnel and that there is adequate supervision on the job, adequate and safe equipment
21 and facilities for training and supervision, and safety training for apprentices on the job and in re-
22 lated instruction; and

23 (c) Withdraw approval of training agents when the qualifications are no longer met or when it
24 appears to the committee that the [*employer*] **training agent** is in violation of the terms of an ap-
25 prenticeship agreement, standards, provisions of ORS 660.002 to 660.210 or the rules and policies of
26 the council.

27 (6) Determine and redetermine at least annually the average journeyman hourly rate of wage for
28 the purposes of ORS 660.142 and submit [*such*] **the** rate to the State Director of Apprenticeship and
29 Training, along with a statement explaining how [*such*] **the** determination was made. [*Employers*
30 *who*] **Training agents that** fail or refuse to provide their [*committee*] **committees** with information
31 shall be terminated as approved training agents. The council may withhold approval of a new pro-
32 gram or terminate an existing program for failure or refusal by the committee or its [*employers*]
33 **training agents** to keep the established journeyman hourly rate of wage current and correct. The
34 committee shall retain all records from which a wage determination was made for inspection by the
35 council, as required by law.

36 **SECTION 9.** ORS 660.142 is amended to read:

37 660.142. (1) [*No employer shall pay a registered*] **A training agent may not pay an** apprentice
38 at a rate less than that obtained by applying the schedule, set forth in the applicable standards, at
39 the apprentice's level of apprenticeship, to the journeyman hourly rate of wage currently in effect
40 for journeymen in the occupation for which the apprentice is being trained, as determined by the
41 appropriate local joint committee.

42 (2) The journeyman hourly wage rate shall be the average hourly wage currently being paid by
43 the [*employers*] **training agents** participating in a program to their skilled workers, that is, to those
44 employees with demonstrated knowledge, experience and proficiency in that trade or occupation who
45 are currently performing the type of work for which the apprentice is to be trained. Upon receipt

1 of a committee's determination of its current journeyman hourly rate of wage, the State Director
 2 of Apprenticeship and Training shall cause notice [*thereof*] **of the determination** to be promptly
 3 mailed to all apprentices and [*employers*] **training agents** participating in the program. [*Such*] **The**
 4 determination shall be in effect from the date set forth [*therein*] **in the determination** or, lacking
 5 such date, from the first of the month following the mailing [*thereof; provided, however, that no*
 6 *such*] **of the determination. However, neither the** wage determination [*or*] **nor the** effective date
 7 [*shall alter*] **alters** the terms or effect of an existing collective bargaining agreement.

8 (3) If a higher journeyman hourly wage rate [*shall be*] **is** prescribed by federal or state law for
 9 work on a particular project, the higher rate so established [*shall be*] **is** controlling for purposes of
 10 determining apprentice wages applicable to that particular project.

11 (4) Nothing stated in ORS 660.002 to 660.210 shall be construed to supersede the minimum wage
 12 or overtime provisions of ORS chapters 652 and 653, or the rules adopted **under ORS chapter 652**
 13 **or 653**. Anything to the contrary notwithstanding, the entry wage (that wage derived by applying
 14 the lowest percentage on the schedule to the current journeyman hourly wage rate) [*shall*] **may** not
 15 be less than the federal or state minimum wage rate, whichever is higher.

16 (5) The State Apprenticeship and Training Council may make such exceptions to the apprentice
 17 wage schedule or journeyman hourly wage rate, and to the minimum numeric ratio of journeymen
 18 to apprentices, as it deems necessary or advisable to further the operation of apprenticeship and
 19 training programs in Department of Corrections institutions.

20 **SECTION 10.** ORS 660.145 is amended to read:

21 660.145. In an area where it is not practicable to establish a local joint apprenticeship commit-
 22 tee or a local joint training committee, a trade committee for apprenticeship and training may be
 23 formed to administer the standards of various separate programs approved by the State Appren-
 24 ticeship and Training Council. Members shall consist of one [*employer*] **training agent** and one
 25 employee representing each occupation affected, who shall be selected pursuant to the procedures
 26 established by the council. A trade committee for apprenticeship or training shall function in the
 27 manner prescribed for a local joint committee as to all occupations affected, except that recom-
 28 mendations to the council for amendments or modifications to the standards of a particular occu-
 29 pation may be made only by the members from that occupation.

30 **SECTION 11.** ORS 660.155 is amended to read:

31 660.155. (1) State joint apprenticeship committees may be formed in each apprenticeable occu-
 32 pation for the purpose of promoting and coordinating the apprenticeship goals of that occupation
 33 and of developing statewide standards and related instructional material for a course of study in
 34 that occupation. If only one joint committee exists for a particular occupation, that local joint
 35 committee has the same duties and powers as a state joint committee formed pursuant to this sec-
 36 tion. This subsection does not apply to training programs.

37 (2) State joint committees shall be composed of one member representing [*employers*] **training**
 38 **agents** and one member representing employees from each local joint committee for that occupation.
 39 [*Employer*] **Training agent** members of a local joint committee shall choose the [*employer*] **training**
 40 **agent** representative to the state joint committee, and employee members shall choose the employee
 41 representative. The [*employer*] **training agent** and employee members of trade committees shall be
 42 members of the state joint committee for their respective occupations, but shall be counted in [*de-*
 43 *terminating*] **determining** a quorum for the state joint committee only if present. An alternate
 44 member for each principal member from a local joint committee shall also be selected in the same
 45 manner as the principal members are selected. Each alternate member has full authority to exercise

1 the powers of the principal member for whom the alternate was selected when that principal member
2 is unable to perform as a committee member.

3 (3) Each state joint committee shall elect a chairperson and a vice chairperson, one of whom
4 shall represent [*employers*] **training agents**, the other of whom shall represent employees. The
5 committee may also elect such other officers as it determines appropriate. All officers elected pur-
6 suant to this subsection shall serve such terms and have such duties and powers as the committee
7 determines appropriate for the performance of their functions.

8 (4) Meetings may be called by the chairperson or at the request of the majority of the members
9 of the committee. Each state joint committee may also formulate such rules as it deems necessary
10 for the time, place and orderly conduct of its meetings. Each committee shall transmit to the State
11 Apprenticeship and Training Council a written record of each such meeting.

12 **SECTION 12.** ORS 660.190 is amended to read:

13 660.190. Each community college operating a preemployment or trade extension training pro-
14 gram in an apprenticeable occupation shall appoint at least one employee member and one
15 [*employer*] **training agent** member of an appropriate local joint committee to the advisory committee
16 for that training program.

17 _____