

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 782**

1 On page 1 of the printed A-engrossed bill, after line 3, insert:

2 “The Legislative Assembly finds that:

3 “(1) Apprenticeship is an important component of post-secondary educa-  
4 tion and workforce development in Oregon.

5 “(2) The State of Oregon has a strong interest in encouraging appren-  
6 ticeship on public construction projects.

7 “(3) Many states, including Washington and California, have adopted ap-  
8 prenticeship utilization standards for public construction projects.

9 “(4) Oregon may have an interest in initiating apprenticeship utilization  
10 standards for state agency construction projects and, eventually, for all  
11 construction projects that use significant state or other public funds.

12 “(5) Questions remain concerning:

13 “(a) The economic impact of minimum apprenticeship utilization stan-  
14 dards on state agencies and other public entities and how best to minimize  
15 potential negative economic impacts;

16 “(b) The use of incentives and disincentives to encourage compliance with  
17 apprenticeship utilization standards;

18 “(c) Oversight of contractor compliance with apprenticeship utilization  
19 standards;

20 “(d) Whether apprenticeship utilization standards should apply only to  
21 general contractors or also to subcontractors and individual crafts;

22 “(e) How best to create incentives to develop a more diverse workforce;

1 and

2 “(f) The appropriateness of a single statewide apprenticeship utilization  
3 standard instead of a range of standards for each location or type of con-  
4 struction project.

5 “(6) The best way to answer the questions that remain is to convene a  
6 task force under the direction of the Legislative Assembly, with a goal of  
7 recommending legislation for the 2014 or 2015 regular session.”.

8 Delete lines 5 through 22 and delete pages 2 through 5 and insert:

9 **“SECTION 1. (1) The Task Force on Apprenticeship in State Con-  
10 tracting is established, consisting of 14 members appointed as follows:**

11 **“(a) The President of the Senate shall appoint two members from  
12 among members of the Senate, ensuring that the appointment in-  
13 cludes one member from each caucus, and shall designate one of the  
14 members as a co-chair of the task force.**

15 **“(b) The Speaker of the House of Representatives shall appoint two  
16 members from among members of the House of Representatives, en-  
17 suring that the appointment includes one member from each caucus,  
18 and shall designate one of the members as a co-chair of the task force.**

19 **“(c) The President of the Senate and the Speaker of the House of  
20 Representatives, by mutual agreement, shall appoint eight members  
21 as follows:**

22 **“(A) One member representing a general contractor that has per-  
23 formed public contracts for a public agency in this state and that has  
24 a collective bargaining agreement with the contractor’s employees;**

25 **“(B) One member representing a general contractor that has per-  
26 formed public contracts for a public agency in this state and that does  
27 not have a collective bargaining agreement with the contractor’s em-  
28 ployees;**

29 **“(C) One member representing a subcontractor that has performed  
30 work for a contractor under a public contract in this state and that**

1 has a collective bargaining agreement with the contractor's employ-  
2 ees;

3 “(D) One member representing a subcontractor that has performed  
4 work for a contractor under a public contract in this state and that  
5 does not have a collective bargaining agreement with the  
6 subcontractor's employees; and

7 “(E) Four members who are representatives of labor organizations  
8 or other representatives of persons who are engaged in apprenticeable  
9 occupations.

10 “(d) The Governor shall appoint two members as follows:

11 “(A) One member who is an employee of a state contracting agency;  
12 and

13 “(B) One member who is an employee of a local contracting agency.

14 “(2) The task force shall:

15 “(a) Evaluate and make recommendations concerning apprentice-  
16 ship utilization standards for state contracting agencies, in the course  
17 of which the task force shall consider:

18 “(A) The economic impact of an apprenticeship utilization standard  
19 on contractors, the fiscal impact on state contracting agencies and  
20 potential strategies to minimize the economic and fiscal impacts;

21 “(B) Incentives and disincentives that would lead contractors to  
22 comply with an apprenticeship utilization standard;

23 “(C) Lowering, over a period of time, the contract price at which  
24 the apprenticeship utilization standard would apply to a public con-  
25 tract;

26 “(D) Increasing, over a period of time, the percentage of the total  
27 work hours that workers in apprenticeable occupations perform on a  
28 public improvement that apprentices must perform;

29 “(E) Strategies for creating more diversity within the apprentice-  
30 ship workforce;

1       **“(F) Methods for monitoring compliance with the apprenticeship**  
2 **utilization standard;**

3       **“(G) Identifying projects that may be exempted from the appren-**  
4 **ticeship utilization standard, and the circumstances in which the**  
5 **project may be exempted, which may include the location or nature**  
6 **of the project; and**

7       **“(H) Whether and how the apprenticeship utilization standard may**  
8 **be extended to other public agencies.**

9       **“(b) Review and evaluate apprenticeship utilization standards and**  
10 **programs that are in use by the Department of Transportation and in**  
11 **the State of Washington.**

12       **“(3)(a) The task force may consult with experts, hear testimony**  
13 **from affected persons and otherwise collect data and information**  
14 **necessary to carry out the task force’s duties.**

15       **“(b) The co-chairs of the task force may expand the task force’s**  
16 **membership if the co-chairs deem an expansion necessary.**

17       **“(4) A majority of the members of the task force constitutes a**  
18 **quorum for the transaction of business.**

19       **“(5) Official action by the task force requires the approval of a**  
20 **majority of the members of the task force.**

21       **“(6) If there is a vacancy for any cause, the appointing authority**  
22 **shall make an appointment to become immediately effective.**

23       **“(7) The task force shall meet at times and places specified by the**  
24 **call of the co-chairs or of a majority of the members of the task force.**

25       **“(8) The task force may adopt rules necessary for the operation of**  
26 **the task force.**

27       **“(9)(a) The task force shall submit an initial report in the manner**  
28 **provided by ORS 192.245, and may include recommendations for legis-**  
29 **lation, to an interim committee of the Legislative Assembly related to**  
30 **workforce development or public contracting no later than December**

1 1, 2013.

2 “(b) The task force shall submit a final report in the manner pro-  
3 vided by ORS 192.245, and may include additional recommendations for  
4 legislation, to an interim committee of the Legislative Assembly re-  
5 lated to workforce development or public contracting no later than  
6 November 1, 2014.

7 “(10) Members of the task force who are not members of the Leg-  
8 islative Assembly are not entitled to compensation or reimbursement  
9 for expenses the members incur in performing the members’ official  
10 duties. Members of the task force who are members of the Legislative  
11 Assembly shall receive compensation and expenses as provided in ORS  
12 171.072.

13 “(11) All agencies of state government, as defined in ORS 174.111,  
14 are directed to assist the task force in the performance of its duties  
15 and, to the extent permitted by laws relating to confidentiality, to  
16 furnish such information and advice as the members of the task force  
17 consider necessary to perform their duties.

18 “SECTION 2. Section 1 of this 2013 Act is repealed on the date of  
19 the convening of the 2015 regular session of the Legislative Assembly  
20 as specified in ORS 171.010.

21 “SECTION 3. This 2013 Act being necessary for the immediate  
22 preservation of the public peace, health and safety, an emergency is  
23 declared to exist, and this 2013 Act takes effect on its passage.”.

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