

# House Bill 3328

Sponsored by Representative JOHNSON; Representative REARDON

## 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**.

Re-establishes Task Force on Apprenticeship in State Contracting with 14 members appointed by President of Senate, Speaker of House of Representatives and Governor. Specifies purposes and tasks for task force.

Sunsets on December 31, 2016.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to incentives for increasing apprentice utilization on public improvements for state con-  
3 tracting agencies; and declaring an emergency.

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

5 **SECTION 1. (1) The Task Force on Apprenticeship in State Contracting is established,**  
6 **consisting of 14 members appointed as follows:**

7 (a) **The President of the Senate shall appoint two members from among members of the**  
8 **Senate, ensuring that the appointment includes one member from each caucus. The Presi-**  
9 **dent of the Senate may reappoint members from a previous task force established for the**  
10 **same purposes as this task force and shall reappoint a task force member who indicates in-**  
11 **terest in a reappointment.**

12 (b) **The Speaker of the House of Representatives shall appoint two members from among**  
13 **members of the House of Representatives, ensuring that the appointment includes one**  
14 **member from each caucus. The Speaker of the House of Representatives may reappoint**  
15 **members from a previous task force established for the same purposes as this task force and**  
16 **shall reappoint a task force member who indicates interest in a reappointment.**

17 (c)(A) **The President of the Senate and the Speaker of the House of Representatives, by**  
18 **mutual agreement, shall appoint eight members as follows:**

19 (i) **One member representing a general contractor that has performed public contracts**  
20 **for a public agency in this state and that has a collective bargaining agreement with the**  
21 **contractor's employees;**

22 (ii) **One member representing a general contractor that has performed public contracts**  
23 **for a public agency in this state and that does not have a collective bargaining agreement**  
24 **with the contractor's employees;**

25 (iii) **One member representing a subcontractor that has performed work for a contractor**  
26 **under a public contract in this state and that has a collective bargaining agreement with the**  
27 **contractor's employees;**

28 (iv) **One member representing a subcontractor that has performed work for a contractor**  
29 **under a public contract in this state and that does not have a collective bargaining agree-**  
30 **ment with the subcontractor's employees; and**

**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 (v) Four members who are representatives of labor organizations or other represen-  
2 tatives of persons who are engaged in apprenticeable occupations.

3 (B) The President of the Senate and the Speaker of the House of Representatives may  
4 agree to reappoint members from a previous task force established for the same purposes  
5 as this task force and shall reappoint a task force member who indicates interest in a reap-  
6 pointment.

7 (d)(A) The Governor shall appoint two members as follows:

8 (i) One member who is an employee of a state contracting agency; and

9 (ii) One member who is an employee of a local contracting agency.

10 (B) The Governor may reappoint members from a previous task force established for the  
11 same purposes as this task force and shall reappoint a task force member who indicates in-  
12 terest in a reappointment.

13 (e) The President of the Senate and the Speaker of the House of Representatives shall  
14 appoint cochairs for the task force. One cochair must represent a general contractor that  
15 has performed public contracts in this state and does not have a collective bargaining  
16 agreement with the contractor's employees and one cochair must be a representative of a  
17 labor organization the members of which are engaged in apprenticeable occupations.

18 (2) The task force shall, building upon and continuing the work of a previous task force  
19 established for the same purposes as this task force:

20 (a) Examine and make recommendations concerning ways to reduce or eliminate barriers  
21 for people who seek to become apprentices in apprenticeable occupations;

22 (b) Examine the capacity of current apprenticeship programs to produce a sufficient  
23 number of apprentices necessary to meet current and future workforce demands;

24 (c) Make recommendations about how apprenticeship programs can work more effec-  
25 tively for contractors based in rural areas of this state;

26 (d) Explore whether this state's community college system can have an increased role in  
27 providing apprenticeship training, particularly in rural areas of this state;

28 (e) Develop ideas on how school districts can provide improved opportunities for careers  
29 in apprenticeable occupations and other skilled trades;

30 (f) Evaluate the merits of creating an oversight council composed of labor and manage-  
31 ment representatives, similar to the council in the State of Washington;

32 (g) Evaluate the flexibility of current apprenticeship programs to meet the evolving  
33 workforce needs of industry;

34 (h) Determine whether changes in the ratio of journeyman to apprentices in the industry  
35 is necessary to address the growing shortage of journeymen in this state;

36 (i) Explore methods to increase the timeliness and efficiency of new program approval;  
37 and

38 (j) Review and evaluate apprenticeship utilization standards and programs that are in use  
39 by the Department of Transportation and in the State of Washington.

40 (3)(a) The task force may consult with experts, hear testimony from affected persons and  
41 otherwise collect data and information necessary to carry out the task force's duties.

42 (b) The cochairs of the task force may expand the task force's membership if the  
43 cochairs deem an expansion necessary.

44 (4) A majority of the members of the task force constitutes a quorum for the transaction  
45 of business.

1 (5) Official action by the task force requires the approval of a majority of the members  
2 of the task force.

3 (6) If there is a vacancy for any cause, the appointing authority shall make an appoint-  
4 ment to become immediately effective.

5 (7) The task force shall meet at times and places specified by the call of the cochairs or  
6 of a majority of the members of the task force.

7 (8) The task force may adopt rules necessary for the operation of the task force.

8 (9)(a) The task force shall submit a report in the manner provided by ORS 192.245, and  
9 may include recommendations for legislation, to an interim committee of the Legislative  
10 Assembly related to workforce development or public contracting no later than December  
11 1, 2015.

12 (b) The task force shall submit a final report in the manner provided by ORS 192.245, and  
13 may include additional recommendations for legislation, to an interim committee of the  
14 Legislative Assembly related to workforce development or public contracting no later than  
15 November 1, 2016.

16 (10) Members of the task force who are not members of the Legislative Assembly are not  
17 entitled to compensation or reimbursement for expenses the members incur in performing  
18 the members' official duties. Members of the task force who are members of the Legislative  
19 Assembly shall receive compensation and expenses as provided in ORS 171.072.

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

24 **SECTION 2.** Section 1 of this 2015 Act is repealed on December 31, 2016.

25 **SECTION 3.** This 2015 Act being necessary for the immediate preservation of the public  
26 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect  
27 on its passage.

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