



SPONSOR: Rep. Osienski & Rep. K. Williams & Sen. Townsend &  
Sen. Walsh  
Reps. Heffernan, Romer; Sens. Hoffner, Huxtable,  
Mantzavinos

HOUSE OF REPRESENTATIVES  
152nd GENERAL ASSEMBLY

HOUSE BILL NO. 178

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE COUNCIL ON  
APPRENTICESHIP AND TRAINING.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 Section 1. Amend § 8512, Title 29 of the Delaware Code by making deletions as shown by strike through and  
2 insertions as shown by underline as follows:

3 § 8512. Council on Apprenticeship and Training.

4 (a) The Council on Apprenticeship and Training ~~is established and~~ shall serve in an advisory capacity to the  
5 Secretary of Labor ~~and shall consider~~ for matters relating to ~~apprenticeship and occupational training~~ registered  
6 apprenticeships, occupational training, and such other matters as may be referred to it by the Governor, Secretary of the  
7 ~~Department~~ Department, or Director of ~~Industrial Affairs.~~ the Division of Employment and Training. The Council ~~may~~  
8 ~~study, research, plan and advise the Director, the Secretary and the Governor on matters it deems appropriate, in order to~~  
9 ~~enable the Division to function in the best possible manner.~~ shall do the following:

10 (1) Advise the Secretary on registered apprenticeship matters, including any of the following:

11 a. Related and supplemental instruction.

12 b. Credit for prior learning.

13 c. Trends relating to apprenticeships and training and the supply and demand for skilled labor or  
14 apprentices.

15 d. Increasing diversity in occupations that use registered apprenticeships.

16 e. Matters deemed appropriate by either the Council or the Secretary to enable the Department to function  
17 in the best possible manner.

18 (2) Carry out any required role provided for in the Department's apprenticeship and training regulations.

19 (3) Advise the Secretary on matters related to the Department's regulations, policies, or procedures relating to  
20 registered apprenticeships.

21 (4) Recommend research projects as warranted.

22 (b) The Council on Apprenticeship and Training, upon the effective date of this chapter, shall be composed of the  
23 members of the State Council on Apprenticeship and Training whose terms, as of the effective date of this chapter, have not  
24 expired, with the exception of the Chairperson of the Department of Labor and Industrial Relations whose term shall end as  
25 of the effective date of this chapter. Each member shall serve on the Council on Apprenticeship and Training for the period  
26 of the member's unexpired term, unless the member vacates the member's position by resignation, death or incapacity or  
27 unless the person retires and ceases to be a working member of an employee organization or employer. The Council shall  
28 be composed of 7 members, 6 of whom shall be appointed by the Governor. Three of the appointed members shall be  
29 representatives of employee organizations and 3 of the appointed members shall be representatives of employers. The  
30 Director of the Department for Vocational Education shall be an ex officio voting member of the Council. The State  
31 Supervisor of the United States Department of Labor, Bureau of Apprenticeship and Training, shall be a consultant to the  
32 Council. The terms of the newly appointed members shall be staggered. The first 2 appointees shall serve for a term of 1  
33 year, the next 2 appointees shall serve for a term of 2 years and the next 2 appointees shall serve for a term of 3 years.  
34 Thereafter, all new appointees shall serve for a term of 3 years, provided, however, that the Governor may appoint members  
35 for terms of less than 3 years to ensure that the Council members' terms expire on a staggered basis. The Council shall be  
36 composed of 9 members as follows:

37 (1) The Department of Education, Director of Career and Technical Education or the Director's designee.

38 (2) The Secretary of the Department of Human Resources or the Secretary's designee.

39 (3) Seven members shall be appointed by the Governor as follows:

40 a. Three appointed members shall represent employee organizations.

41 b. Three appointed members shall represent employers.

42 c. One appointed member shall represent unemployed or underemployed populations, or a population  
43 underrepresented in registered apprenticeship programs.

44 d. Preferably, 1 of the 6 members appointed to represent employee organizations and employers in  
45 paragraphs (3)a. and (3)b. of this subsection will be an existing member of the Delaware Workforce Development  
46 Board.

47 (c) At least 3, but no more than 4, of the newly appointed members of the Council shall be affiliated with 1 of the  
48 major political parties and at least 2, but no more than 3, of the newly appointed members shall be affiliated with the other  
49 major political party; provided, however, that there shall be no more than a bare majority representation of 1 major political  
50 party over the other major political party. Any person who declines to announce a political affiliation shall also be eligible  
51 for appointment as a member of the Council. Council members shall serve for a 3 year term and may serve no more than 2

52 consecutive terms. An appointed Council member remains eligible to participate in Council proceedings until replaced by  
53 the Governor. The Governor may appoint members for terms of less than 3 years to ensure the Council members' terms  
54 expire on a staggered basis.

55 (d) The Regional Director for the United States Department of Labor, Bureau of Apprenticeship and Training shall  
56 be invited to serve as a consultant to the Council.

57 ~~(d) Members of the Council shall serve without compensation, except that they may be reimbursed for reasonable~~  
58 ~~and necessary expenses incident to their duties as members of the Council.~~

59 (e) A Chairperson of the Council shall be chosen by the members of the Council from among its members and  
60 shall serve in that capacity for a term of ~~1 year~~ up to 3 years and ~~shall be~~ is not eligible for reelection. Ex officio members  
61 may not serve as the Chairperson.

62 (f) Any appointment, pursuant to this section, to replace a member whose position becomes vacant prior to the  
63 expiration of the member's term shall be filled only for the remainder of that term.

64 (g) The Council shall receive administrative support from the Department.

#### SYNOPSIS

This Act updates the makeup and duties of the Council of Apprenticeship and Training to meet the current needs of the DOL, the apprenticeship workforce, and employers. It clarifies the duties of the Council, the membership of the Council, and term limits for council members.