

# HOUSE BILL 290

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CF SB 545

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By: Delegates McCray, Barve, Brooks, Carter, Chang, Clippinger, Conaway, Frick, Glenn, Hayes, Haynes, Hill, Jalisi, Lierman, Lisanti, Luedtke, McIntosh, Moon, Morales, Oaks, Patterson, Platt, B. Robinson, Rosenberg, Sample-Hughes, Sydnor, Tarlau, Valderrama, Waldstreicher, M. Washington, West, and K. Young

Introduced and read first time: January 26, 2016

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 11, 2016

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Labor and Employment – Apprenticeship Career Training in Our**  
3 **Neighborhoods (ACTION) Program – Establishment**

4 FOR the purpose of altering and renaming the Construction Apprenticeship Assistance  
5 Program to establish the Apprenticeship Career Training in Our Neighborhoods  
6 (ACTION) Program; altering the purpose and method for administering the  
7 Program; requiring the Department of Labor, Licensing, and Regulation to  
8 administer the Program; establishing certain standards under which certain  
9 employers may be eligible to receive certain grants; requiring the Department,  
10 rather than the Secretary, to adopt certain regulations; altering a specification  
11 regarding the method for awarding certain grants to certain eligible employers and  
12 determining the amount of the grant for each eligible employer; repealing  
13 specifications regarding ~~a certain maximum grant amount and~~ the process for  
14 distributing certain grants; declaring the intent of the General Assembly that the  
15 Program receive certain funding on an annual basis; defining a certain term; and  
16 generally relating to the Apprenticeship Career Training in Our Neighborhoods  
17 (ACTION) Program.

18 BY repealing and reenacting, with amendments,  
19 Article – Labor and Employment  
20 Section 11–601

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Annotated Code of Maryland  
2 (2008 Replacement Volume and 2015 Supplement)

3 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
4 That the Laws of Maryland read as follows:

5 **Article – Labor and Employment**

6 11–601.

7 (a) In this section, [“private sector entity” means a person that the Maryland  
8 Apprenticeship and Training Council approves under § 11–405(b) of this title] **“ACTION  
9 PROGRAM” MEANS THE APPRENTICESHIP CAREER TRAINING IN OUR  
10 NEIGHBORHOODS PROGRAM ESTABLISHED UNDER THIS SECTION.**

11 (b) There is [a Construction Apprenticeship Assistance] **AN APPRENTICESHIP  
12 CAREER TRAINING IN OUR NEIGHBORHOODS** Program in the Department.

13 (c) The [purpose] **PURPOSES** of the [Construction Apprenticeship Assistance]  
14 **ACTION** Program [is] **ARE:**

15 (1) to develop a well–trained, productive construction workforce which  
16 meets the needs of the State’s economy;

17 (2) **TO ENCOURAGE EMPLOYERS TO HIRE APPRENTICES IN THE  
18 CONSTRUCTION INDUSTRY; AND**

19 (3) **TO HELP EMPLOYERS OFFSET ADDITIONAL COSTS, IF ANY,  
20 ASSOCIATED WITH HIRING APPRENTICES.**

21 (d) (1) The [Division] **DEPARTMENT** shall administer the [Construction  
22 Apprenticeship Assistance] **ACTION** Program and **PROVIDE GRANTS ON A  
23 COMPETITIVE BASIS TO EMPLOYERS THAT MEET THE REQUIREMENTS UNDER  
24 PARAGRAPH (2) OF THIS SUBSECTION.**

25 (2) **AN EMPLOYER IS ELIGIBLE TO RECEIVE A GRANT IF THE  
26 EMPLOYER EMPLOYS ONE OR MORE APPRENTICES WHO:**

27 (I) **HAVE BEEN EMPLOYED BY THE EMPLOYER FOR AT LEAST 7  
28 MONTHS;**

29 (II) **ARE ENGAGED IN A BUILDING OR CONSTRUCTION TRADE;**

1 (III) ARE ENROLLED IN THE FIRST YEAR OF AN APPRENTICESHIP  
2 PROGRAM REGISTERED WITH THE MARYLAND APPRENTICESHIP AND TRAINING  
3 COUNCIL UNDER § 11-405(B) OF THIS TITLE; AND

4 (IV) LIVE IN A ZIP CODE IN WHICH THE PERCENTAGE OF  
5 POVERTY IS AT LEAST 20% AS ESTABLISHED BY THE U.S. DEPARTMENT OF  
6 COMMERCE, BUREAU OF THE CENSUS, IN THE MOST RECENTLY RELEASED DATA.

7 (e) (1) As provided in the State budget, the [Construction Apprenticeship  
8 Assistance] ACTION Program shall award grants to eligible [private sector entities that  
9 operate apprenticeship programs in the State] EMPLOYERS.

10 (2) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT, FOR FISCAL  
11 YEAR 2017 AND EACH FISCAL YEAR THEREAFTER, THE STATE BUDGET INCLUDE AN  
12 APPROPRIATION OF AT LEAST \$100,000 FOR THE ACTION PROGRAM TO:

13 (I) PROVIDE GRANTS TO ELIGIBLE EMPLOYERS; AND

14 (II) COVER ADMINISTRATIVE COSTS.

15 (f) [The Secretary may] THE DEPARTMENT SHALL adopt regulations necessary  
16 to carry out this section, INCLUDING REGULATIONS TO:

17 (1) DEVELOP REQUIREMENTS FOR GRANT APPLICATIONS;

18 (2) DEVELOP A PROCESS FOR REVIEWING GRANT APPLICATIONS AND  
19 AWARDING GRANTS TO ELIGIBLE EMPLOYERS; AND

20 (3) DETERMINE A CAP FOR THE MAXIMUM AMOUNT OF A GRANT THAT  
21 AN ELIGIBLE EMPLOYER MAY RECEIVE EACH YEAR.

22 (g) [By regulation, the Secretary shall establish:

23 (1) criteria to determine the eligibility of private sector entities; and

24 (2) an application process for determining eligibility.

25 (h) A] THE AMOUNT OF A grant awarded by the [Construction Apprenticeship  
26 Assistance] ACTION Program under subsection (e) of this section shall be based on the  
27 number of [participants in a program operated by an eligible private sector entity]  
28 APPRENTICES THAT AN ELIGIBLE EMPLOYER EMPLOYS WHO SATISFY THE CRITERIA  
29 IN SUBSECTION (D)(2) OF THIS SECTION ~~THAT THE ELIGIBLE EMPLOYER EMPLOYS.~~

1 (i) A grant shall consist of a maximum of \$1,000 for each apprentice ~~in an eligible~~  
2 ~~private sector entity~~ **THAT AN ELIGIBLE EMPLOYER EMPLOYS WHO SATISFIES THE**  
3 **CRITERIA IN SUBSECTION (D)(2) OF THIS SECTION.**

4 (j) ~~The Construction Apprenticeship Assistance Program shall distribute a grant~~  
5 ~~awarded to a private sector entity.~~

6 (1) ~~at the end of a Program year; and~~

7 (2) ~~only to the extent that each apprentice has completed the Program~~  
8 ~~year.~~

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
10 1, 2016.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.