

HOUSE BILL 1187

K3, Q3

6lr3102
CF SB 922

By: **Delegates McCray, Platt, Tarlau, and A. Washington**

Introduced and read first time: February 12, 2016

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Career Apprenticeship Opportunity Act of 2016**

3 FOR the purpose of requiring the State Board of Education to develop, on or before a certain
4 date, certain goals for percentages of certain students for completing certain career
5 and technical education programs and earning certain credentials; stating certain
6 goals of the State; requiring, on or before a certain date, the State Board to develop
7 a method to consider, under certain circumstances, a student's attainment of a
8 certain credential as equivalent to a certain Advanced Placement examination score
9 for a certain purpose; requiring the State Board to report to the Governor and the
10 General Assembly on or before a certain date regarding the progress towards
11 attaining certain goals; requiring the Division of Workforce Development and Adult
12 Learning to partner with certain State departments to identify, by a certain date,
13 opportunities to create certain registered apprenticeship programs for a certain
14 purpose; allowing a credit against the State income tax for the employment of a
15 certain eligible apprentice under certain circumstances; providing that the credit
16 may not exceed a certain amount; providing that any unused credit may be carried
17 forward to another taxable year; requiring a taxpayer claiming the credit to attach
18 certain proof to the taxpayer's return; requiring the Comptroller to adopt certain
19 regulations; providing for the application of this Act; defining a certain term; and
20 generally relating to career and technical education programs and certain
21 apprenticeships in the State.

22 BY adding to
23 Article – Education
24 Section 21–204
25 Annotated Code of Maryland
26 (2014 Replacement Volume and 2015 Supplement)

27 BY repealing and reenacting, without amendments,
28 Article – Labor and Employment
29 Section 11–102(a)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 BY repealing and reenacting, with amendments,
4 Article – Labor and Employment
5 Section 11–103
6 Annotated Code of Maryland
7 (2008 Replacement Volume and 2015 Supplement)

8 BY adding to
9 Article – Tax – General
10 Section 10–737
11 Annotated Code of Maryland
12 (2010 Replacement Volume and 2015 Supplement)

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

15 **Article – Education**

16 **21–204.**

17 **(A) ON OR BEFORE DECEMBER 1, 2016, THE STATE BOARD, IN**
18 **CONSULTATION WITH THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION**
19 **AND THE GOVERNOR’S WORKFORCE INVESTMENT BOARD, SHALL ESTABLISH, FOR**
20 **EACH YEAR FOR 2016 THROUGH 2024, INCLUSIVE, STATEWIDE GOALS THAT REACH**
21 **THE GOAL IDENTIFIED IN SUBSECTION (C) OF THIS SECTION BY JANUARY 1, 2025,**
22 **FOR THE PERCENTAGES OF HIGH SCHOOL GRADUATES TO:**

23 **(1) COMPLETE EACH CAREER AND TECHNICAL EDUCATION**
24 **PROGRAM; AND**

25 **(2) EARN INDUSTRY RECOGNIZED OCCUPATIONAL OR SKILL**
26 **CREDENTIALS.**

27 **(B) ON OR BEFORE DECEMBER 1, 2016, THE DEPARTMENT OF LABOR,**
28 **LICENSING, AND REGULATION AND THE GOVERNOR’S WORKFORCE INVESTMENT**
29 **BOARD SHALL DEVELOP ANNUAL INCOME EARNINGS GOALS FOR HIGH SCHOOL**
30 **GRADUATES WHO HAVE NOT EARNED AT LEAST A 2–YEAR COLLEGE DEGREE BY AGE**
31 **25.**

32 **(C) IT IS THE GOAL OF THE STATE THAT, ON OR BEFORE JANUARY 1, 2025,**
33 **AT LEAST 45% OF THE STUDENTS DESCRIBED UNDER SUBSECTION (A) OF THIS**
34 **SECTION SHALL SUCCESSFULLY COMPLETE A CAREER AND TECHNICAL EDUCATION**

1 PROGRAM OR EARN INDUSTRY RECOGNIZED OCCUPATIONAL OR SKILL
2 CREDENTIALS BEFORE LEAVING HIGH SCHOOL.

3 (D) ON OR BEFORE DECEMBER 1, 2016, THE STATE BOARD SHALL DEVELOP
4 A METHOD TO CONSIDER A STUDENT'S ATTAINMENT OF A STATE-APPROVED
5 INDUSTRY CREDENTIAL AS EQUIVALENT TO EARNING A SCORE OF 3 OR BETTER ON
6 AN ADVANCED PLACEMENT EXAMINATION FOR PURPOSES OF THE SCHOOL
7 PERFORMANCE INDEX ESTABLISHED BY THE DEPARTMENT, IF THE STUDENT:

8 (1) WAS ENROLLED IN THE STATE-APPROVED CTE PROGRAM OF
9 STUDY AT THE CONCENTRATOR LEVEL OR HIGHER; AND

10 (2) SUCCESSFULLY EARNED THE CREDENTIAL ALIGNED WITH THE
11 STATE-APPROVED CTE PROGRAM OF STUDY.

12 (E) ON OR BEFORE DECEMBER 1, 2016, AND DECEMBER 1 OF EACH YEAR
13 THEREAFTER, THE STATE BOARD SHALL REPORT TO THE GOVERNOR AND, IN
14 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL
15 ASSEMBLY ON THE PROGRESS TOWARDS ATTAINING THE GOALS ESTABLISHED BY
16 THE STATE BOARD IN ACCORDANCE WITH SUBSECTION (A) OF THIS SECTION AND
17 THE GOALS ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION.

18 Article – Labor and Employment

19 11-102.

20 (a) There is a Division of Workforce Development and Adult Learning within the
21 Department of Labor, Licensing, and Regulation.

22 11-103.

23 (a) The Division shall:

24 (1) promote apprenticeship and training programs;

25 (2) administer job training, placement, and service programs;

26 (3) implement the provisions of the Workforce Investment Act;

27 (4) administer adult education and literacy services programs;

28 (5) conduct educational and job skills training programs in adult
29 correctional facilities;

1 (6) oversee any other units established pursuant to State or federal
2 employment, training, or manpower statutes; and

3 (7) administer those programs assigned to the Division by law or
4 designated by the Secretary.

5 (b) The Division shall meet and confer on a regular basis with representatives of
6 the State's community colleges, appointed by the Maryland Association of Community
7 Colleges, and the adult education community, appointed by the Maryland Association for
8 Adult Continuing and Community Education, to assure that adult education and literacy
9 services and job training activities and resources are effectively coordinated.

10 (C) THE DIVISION SHALL PARTNER WITH STATE DEPARTMENTS TO
11 IDENTIFY, BEFORE JANUARY 1, 2017, OPPORTUNITIES TO CREATE REGISTERED
12 APPRENTICESHIP PROGRAMS TO HELP ADDRESS THE WORKFORCE NEEDS OF THOSE
13 DEPARTMENTS.

14 (D) IT IS A GOAL OF THE STATE THAT, ON OR AFTER JANUARY 1, 2026,
15 80,000 APPRENTICESHIPS SHALL BE REGISTERED EACH YEAR IN THE STATE.

16 Article – Tax – General

17 10-737.

18 (A) IN THIS SECTION, “ELIGIBLE APPRENTICE” MEANS AN INDIVIDUAL WHO:

19 (1) IS ENROLLED IN AN APPRENTICESHIP PROGRAM REGISTERED
20 WITH THE MARYLAND APPRENTICESHIP AND TRAINING COUNCIL IN ACCORDANCE
21 WITH § 11-405 OF THE LABOR AND EMPLOYMENT ARTICLE; AND

22 (2) HAS BEEN EMPLOYED BY THE TAXPAYER FOR AT LEAST 7 FULL
23 MONTHS OF THE TAXABLE YEAR.

24 (B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, A TAXPAYER MAY
25 CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR THE FIRST YEAR OF
26 EMPLOYMENT OF AN ELIGIBLE APPRENTICE.

27 (C) (1) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS
28 SECTION MAY NOT EXCEED THE LESSER OF:

29 (I) \$1,000 FOR EACH ELIGIBLE APPRENTICE; OR

30 (II) THE STATE INCOME TAX IMPOSED FOR THE TAXABLE YEAR
31 CALCULATED BEFORE THE APPLICATION OF THE CREDITS ALLOWED UNDER THIS

1 SECTION AND UNDER §§ 10-701 AND 10-701.1 OF THIS SUBTITLE BUT AFTER THE
2 APPLICATION OF ANY OTHER CREDIT ALLOWED UNDER THIS SUBTITLE.

3 (2) IF THE CREDIT OTHERWISE ALLOWABLE UNDER SUBSECTION (B)
4 OF THIS SECTION EXCEEDS THE LIMIT UNDER PARAGRAPH (1) OF THIS SUBSECTION,
5 AN INDIVIDUAL MAY APPLY THE EXCESS AS A CREDIT AGAINST THE STATE INCOME
6 TAX FOR SUCCEEDING TAXABLE YEARS UNTIL THE FULL AMOUNT OF THE EXCESS IS
7 USED.

8 (D) A TAXPAYER CLAIMING THE CREDIT ALLOWED UNDER THIS SECTION
9 SHALL ATTACH TO THE TAXPAYER'S RETURN, FOR EACH ELIGIBLE APPRENTICE FOR
10 WHICH THE CREDIT IS CLAIMED, PROOF OF:

11 (1) THE ENROLLMENT OF THE ELIGIBLE APPRENTICE IN A
12 REGISTERED APPRENTICESHIP PROGRAM; AND

13 (2) THE DURATION OF THE ELIGIBLE APPRENTICE'S EMPLOYMENT BY
14 THE TAXPAYER.

15 (E) THE COMPTROLLER SHALL ADOPT REGULATIONS TO:

16 (1) IMPLEMENT THE PROVISIONS OF THIS SECTION; AND

17
18 (2) SPECIFY CRITERIA AND PROCEDURES FOR APPLICATION FOR,
19 APPROVAL OF, AND MONITORING CONTINUING ELIGIBILITY FOR THE TAX CREDIT
20 UNDER THIS SECTION.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
22 1, 2016, and shall be applicable to all taxable years beginning after December 31, 2015.