

103^D CONGRESS
1ST SESSION

H. R. 1362

To amend the National Apprenticeship Act to require minimum funding for certain outreach recruitment and training programs, to restore a national information collection system, to require increases in force within the Bureau of Apprenticeship and Training of the Department of Labor and to limit decreases in such force, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 16, 1993

Mr. OBERSTAR introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the National Apprenticeship Act to require minimum funding for certain outreach recruitment and training programs, to restore a national information collection system, to require increases in force within the Bureau of Apprenticeship and Training of the Department of Labor and to limit decreases in such force, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Apprenticeship Im-
5 provement Act of 1991”.

1 **SEC. 2. ESTABLISHMENT OF INFORMATION COLLECTION**
2 **SYSTEM.**

3 Section 2 of the Act of August 16, 1937 (50 Stat.
4 664; 29 U.S.C. 50), popularly known as the “National Ap-
5 prenticeship Act”, (hereinafter in this Act referred to as
6 the “Act”) is amended—

7 (1) by inserting “(a)” after “SEC. 2.”, and

8 (2) by adding at the end thereof the following
9 new subsection:

10 “(b) The Secretary shall establish and maintain a na-
11 tional information collection system for apprenticeships
12 and apprenticeship programs.”.

13 **SEC. 3. OUTREACH PROGRAM.**

14 The Act is further amended—

15 (1) by redesignating section 4 as section 5, and

16 (2) by inserting after section 3 the following
17 new section:

18 “SEC. 4. The Secretary shall assure that from the
19 amounts appropriated to carry out this Act in each fiscal
20 year, not less than 1 percent of such amounts shall be
21 available to establish outreach recruitment activities to in-
22 crease the participation of women, minorities, handicapped
23 individuals, displaced workers, and disadvantaged individ-
24 uals in the apprenticeship programs authorized by this
25 Act.”.

1 **SEC. 4. ESTABLISHMENT OF BUREAU OF APPRENTICESHIP**
2 **AND TRAINING; APPOINTMENT OF EMPLOY-**
3 **EES.**

4 (a) ESTABLISHMENT.—There is established in the
5 Department of Labor, the Bureau of Apprenticeship and
6 Training (hereinafter in this Act referred to as the “Bu-
7 reau”) which shall carry out the policies and functions of
8 this Act in behalf of the Secretary of Labor (hereinafter
9 in this Act referred to as the “Secretary”). The Bureau
10 shall be under the direction of an administrator to be
11 known as the Administrator of the Bureau of Apprentice-
12 ship and Training. The Administrator shall report directly
13 to the Secretary.

14 (b) TRANSFER OF FUNCTIONS.—Functions of the
15 Assistant Secretary for Employment and Training Admin-
16 istration of the Department of Labor with respect to the
17 promotion of labor standards of apprenticeship, including
18 research, information, and publications are transferred to
19 the Bureau. Functions related to apprenticeship, including
20 appropriate administrative and program support services,
21 together with personnel necessary to the administration of
22 such functions, and unexpended balances of appropria-
23 tions and other funds related thereto, are transferred to
24 the Bureau.

25 (c) APPOINTMENT OF EMPLOYEES.—The Secretary
26 is authorized to appoint such employees as may be nec-

1 essary for the administration of this Act in accordance
2 with laws applicable to the appointment and compensation
3 of employees and advisors of the United States.

4 **SEC. 5. INCREASE IN FORCE.**

5 (a) IN GENERAL.—The Secretary shall increase the
6 force within the Bureau to 377 full-time employees no
7 later than January 1, 1992.

8 (b) CONSIDERATION OF EMPLOYEES WORKING LESS
9 THAN FULL TIME.—In the administration of subsection
10 (a)—

11 (1) a part-time employee shall be counted as a
12 fraction, the numerator of which is the number cor-
13 responding to the average number of hours in such
14 employee's regularly scheduled workweek and the de-
15 nominator of which is 40; and

16 (2) an individual employed on a temporary or
17 intermittent basis shall not be counted.

18 **SEC. 6. LIMITATIONS ON REDUCTION IN FORCE.**

19 (a) IN GENERAL.—A reduction in force may not be
20 conducted within the Bureau if—

21 (1) the reduction in force would reduce the total
22 number of civilian employees within such Bureau;
23 and

1 (2) such total number, after the reduction in
2 force, would be less than the equivalent of 377 full-
3 time employees.

4 (b) CONSIDERATION OF EMPLOYEES WORKING LESS
5 THAN FULL TIME.—In the administration of subsection
6 (a)—

7 (1) a part-time employee shall be counted as a
8 fraction, the numerator of which is the number cor-
9 responding to the average number of hours in such
10 employee's regularly scheduled workweek and the de-
11 nominator of which is 40; and

12 (2) an individual employed on a temporary or
13 intermittent basis shall not be counted.

14 **SEC. 7. REPORT.**

15 (a) IN GENERAL.—The Secretary shall prepare and
16 submit to the Congress, not later than 6 months after the
17 date of enactment of this Act, a detailed report concerning
18 whether the apprenticeship program conducted by the De-
19 partment of Labor under the Act of August 16, 1937 (50
20 Stat. 664; 29 U.S.C. 50), complies with regulations gov-
21 erning equal opportunity.

22 (b) CONTENTS OF REPORT.—The report required by
23 this section shall include—

1 (1) a detailed description of activities carried
2 out by the Department of Labor to ensure compli-
3 ance;

4 (2) a list of compliance reviews undertaken by
5 the Department; and

6 (3) a description of any sanctions imposed as a
7 result of the compliance reviews.

○