STATE OF NEW YORK

4738

2025-2026 Regular Sessions

IN ASSEMBLY

February 6, 2025

Introduced by M. of A. DURSO -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to apprenticeship training

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The section heading, the opening paragraph of subdivision 1 and subdivision 2 of section 811 of the labor law, the section heading and the opening paragraph of subdivision 1 as amended by chapter 482 of the laws of 1961 and subdivision 2 as amended by chapter 51 of the laws of 1968, are amended to read as follows:

Powers and duties of [~~industrial~~] **the** commissioner; personnel.

The [~~industrial~~] commissioner shall have the following powers and duties:

2. The [~~industrial~~] commissioner shall appoint a person who shall be in charge of apprentice training in the department [~~of labor~~], and who shall act as secretary of the state apprenticeship and training council and of state joint apprenticeship committees. The [~~industrial~~] commissioner is further authorized to appoint such clerical, technical, and professional assistants as shall be necessary to effectuate the purposes of this article. The personnel appointed under this article shall receive an annual compensation to be fixed by the [~~industrial~~] commissioner within the amount provided by appropriation.

§ 2. Section 816-b of the labor law, as amended by chapter 669 of the laws of 2023, is amended by adding a new subdivision 3 to read as follows:

3. The commissioner shall require that a minimum of ten percent of the labor hours of the total construction workforce employed by all contractors and subcontractors performing work pursuant to a construction contract as defined by paragraph (b) of subdivision one of this section shall be performed by a person or persons participating in a certified apprenticeship program pursuant to this article. Only hours worked by a

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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person or persons in the construction trade for which they are registered as an apprentice, and only hours worked by such apprentice according to the allowable ratio of apprentice to journey worker as stated under the applicable prevailing wage schedule, may count towards the ten percent labor hour requirement.

§ 3. Section 816-b of the labor law, as added by chapter 571 of the laws of 2001, is amended by adding a new subdivision 3 to read as follows:

3. The commissioner shall require that a minimum of ten percent of the labor hours of the total construction workforce employed by all contractors and subcontractors performing work pursuant to a construction contract as defined by paragraph (b) of subdivision one of this section shall be performed by a person or persons participating in a certified apprenticeship program pursuant to this article. Only hours worked by a person or persons in the construction trade for which they are registered as an apprentice, and only hours worked by such apprentice according to the allowable ratio of apprentice to journey worker as stated under the applicable prevailing wage schedule, may count towards the ten percent labor hour requirement.

§ 4. This act shall take effect on the one hundred twentieth day after it shall have become a law; provided that the amendments to section 816-b of the labor law made by section two of this act shall be subject to the expiration and reversion of such section pursuant to section 1 of chapter 571 of the laws of 2001, as amended, when upon such date the provisions of section three of this act shall take effect.