

(b) (1) No person, firm, or corporation may offer, establish, maintain, or operate an apprenticeship or on-the-job training program for any occupation recognized as an apprenticeable occupation by the Council for which tuition, charges, or fees are charged to or are payable by an enrollee or student, or which is financed in whole or in part by State funds, unless the program is first approved by the Council.

(2) The Council shall issue a certificate of approval to an applicant operating or proposing to operate the program if it is satisfied that the conditions of entrance, the qualifications of the administrators and instructors, the content of the program, the facilities, and the financial aspects of the program are adequate and appropriate for the purpose of the program. [Prior to approving any program, the Council shall submit the application and relevant data pertaining to it to the State Superintendent of Schools, who, within 30 days after receipt of the application and data from the Council, shall return them to the Council, with whatever comments he deems appropriate.]

(3) The Council, after notice and hearing, may suspend or revoke its approval of a program or course if it finds that the program or course has ceased to meet the conditions of approval.

(4) Any person, firm, or corporation whose application for approval is rejected or whose certificate of approval is suspended or revoked has a right of judicial review as provided in the Administrative Procedure Act.

(5) Except as otherwise provided in this section, the Council, after notice and hearing, may adopt rules and regulations for the implementation of this section, including, but not limited to, rules and regulations requiring the furnishing of periodic relevant information about approved and proposed programs and the operator or proposed operator thereof.

(6) Any person, firm, or corporation that knowingly offers, establishes, maintains, or operates a program in violation of this section is guilty of a misdemeanor and, upon conviction, shall be fined not more than \$1,000 or be imprisoned for not more than one year, or both.

(7) The Council, in addition, shall apply to any court of competent jurisdiction for an injunction restraining violations of this section.

(8) (i) Except as provided in subparagraph (ii) of this paragraph, the Council may not deny any otherwise qualified application where apprentices constitute a number equal to or less than 25 percent of the total number of apprentices and journeymen employed.

(ii) For the purpose of equal opportunity employment, the Council may not deny any otherwise qualified application where apprentices constitute a number equal to or less than 50 percent of the total number of apprentices and journeymen employed.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.