

(ii) Representatives of organized labor who—

(I) shall be selected from among individuals nominated by recognized State labor federations; and

(II) shall constitute not less than 15 percent of the membership of the State Council.

(B) If the State labor federation fails to nominate a sufficient number of individuals under subclause (I) of subparagraph (A)(ii) to satisfy the requirement under subclause (II) of such subparagraph, individual workers may be included on the State Council to satisfy such requirement.

**(b) Additional members**

Each State Council may also include additional qualified members, who may be selected from—

(1) representatives from local welfare agencies;

(2) representatives from public housing agencies;

(3) representatives from units of general local government or consortia of such units, appointed from nominations made by the chief elected officials of such units or consortia;

(4) representatives from the State legislature;

(5) representatives from any State or local program that receives funding under an applicable Federal human resource program that the Governor determines to have a direct interest in the utilization of human resources within the State; and

(6) individuals who have special knowledge and qualifications with respect to special education and career development needs of hard-to-serve individuals.

**(c) Additional requirements**

**(1) Percentage limitation**

None of the following categories of individuals may constitute more than 60 percent of the membership of each State Council:

(A) Individuals selected under subsection

(a)(1) of this section.

(B) Individuals appointed under subsection (a)(2) of this section.

(C) Individuals appointed under subsection (a)(3)(A)(i) of this section.

(D) Individuals appointed under subsection (a)(3)(A)(ii) of this section.

(E) Individuals selected under subsection (b) of this section.

**(2) Expertise**

The Governor shall ensure that both the State Council and the staff of the State Council have sufficient expertise to effectively carry out the duties and functions of existing State councils described under the laws relating to the applicable Federal human resource programs. Such expertise shall include, where appropriate, knowledge of—

(A) the long-term needs of individuals preparing to enter the workforce;

(B) the needs of local, State, and regional labor markets; and

(C) the methods for evaluating the effectiveness of vocational training programs in serving varying populations.

(Pub. L. 97-300, title VII, §702, as added Pub. L. 102-367, title VI, §601(a), Sept. 7, 1992, 106 Stat. 1101.)

**§ 1792b. Administration**

**(a) Funding**

In order to carry out the functions of the State Council, each State establishing a State Council that meets the requirements of this subchapter may—

(1) use funds otherwise available for State councils under the applicable Federal human resource programs;

(2) use funds otherwise available under the applicable Federal human resource programs, consistent with the laws and regulations governing such programs, including funds available to carry out section 1533(a)(2)(D) of this title, except that, with respect to the Carl D. Perkins Vocational and Applied Technology Education Act (20 U.S.C. 2301 et seq.), such State may use funds only to the extent provided under section 112(g) of such Act [20 U.S.C. 2322(g)]; and

(3) use funds, services, personnel, facilities and information provided by State and local public agencies, with the consent of such agencies.

**(b) Personnel**

Each State Council may obtain the services of such professional, technical, and clerical personnel as may be necessary to carry out its functions.

**(c) Certification**

Each State shall certify to the Secretary the establishment and membership of the State Council at least 90 days before the beginning of each period of 2 program years for which a job training plan is submitted under this chapter.

**(d) Equitable funding**

Each State agency participating in a State Council under this subchapter is encouraged to provide funds to support such Council in a manner consistent with its representation on such Council.

(Pub. L. 97-300, title VII, §703, as added Pub. L. 102-367, title VI, §601(a), Sept. 7, 1992, 106 Stat. 1102.)

REFERENCES IN TEXT

The Carl D. Perkins Vocational and Applied Technology Education Act, referred to in subsec. (a)(2), is Pub. L. 88-210, Dec. 18, 1963, 77 Stat. 403, as amended, which is classified generally to chapter 44 (§2301 et seq.) of Title 20, Education. For complete classification of this Act to the Code, see Short Title note set out under section 2301 of Title 20 and Tables.

**CHAPTER 20—MIGRANT AND SEASONAL AGRICULTURAL WORKER PROTECTION**

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1801.	Congressional statement of purpose.
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**SUBCHAPTER I—FARM LABOR CONTRACTORS**

1811.	Certificate of registration required.
	(a) Persons engaged in any farm labor contracting activity.

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  - (c) Possession and exhibition of certificate.
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SUBCHAPTER II—MIGRANT AGRICULTURAL WORKER PROTECTIONS

1821. Information and recordkeeping requirements.
- (a) Written disclosure requirements imposed upon recruiters.
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  - (c) Posting or notice requirements imposed upon housing providers.
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  - (e) Furnishing of records by farm labor contractor; maintenance of records by recipient.
  - (f) Prohibition on knowingly providing false or misleading information to workers.
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1822. Wages, supplies, and other working arrangements.
- (a) Payment of wages.
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1823. Safety and health of housing.
- (a) Compliance with substantive Federal and State safety and health standards.
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SUBCHAPTER III—SEASONAL AGRICULTURAL WORKER PROTECTIONS

1831. Information and recordkeeping requirements.
- (a) Written disclosure requirements imposed upon recruiters.
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  - (c) Recordkeeping and information requirements imposed upon employers.
  - (d) Furnishing of records by farm labor contractor; maintenance of records by recipient.
  - (e) Prohibition on knowingly providing false or misleading information to workers.

- Sec.
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1832. Wages, supplies, and other working arrangements.
- (a) Payment of wages.
  - (b) Purchase of goods or services by worker.
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