

OREGON STATE APPRENTICESHIP AND TRAINING COUNCIL

RULES AND POLICY SUBCOMMITTEE

June 1, 2011 - 9:30 am

Meeting Summary

Michael McFall, Chair

Portland State Office Building, 800 NE Oregon St., Portland, OR 97232, Room 1A

971-673-0760

I. Call to Order - 9:45 am

II. Introductions

Council Members:

Paul Hill, Public Member
Mike McFall, Industrial Employee
Mike Pollock, Trades Employee

Bob Rogers, Public Member
Nelda Wilson, Trades Employee

Staff Members:

Stephen Simms, Director, Apprenticeship and Training Division (ATD)
Karen Dale, Apprenticeship Operations Manager
John Kersey, Internal Operations Manager
Larry Williams, ODOT Support Services Coordinator
Elaine Dibble, OSATC Recording Secretary

Apprenticeship Representatives:

Tamara Boyd, Portland
Beth Farmer, Eugene
Jeff Hauck, Bend

Loren Burnham, Salem
Roseanna Ayres, Medford
Richard Petersen, Portland

III. Welcome

IV. Subcommittee Member Reports - *None*

V. OSATC Task Force Reports

A. Administrative Rules and Policy Task Force (*Deferred to Agenda Item VII*)

B. Affirmative Action Task Force

Oregon Apprenticeship Website

Cindy Regier provided a report regarding website activity. The apprenticeship community was encouraged to support the website by providing new and updated content particularly aimed at a younger audience.

Cultural Competency/Diversity Training

Director Simms reported on efforts to bring a master trainer to Oregon to certify local trainers at a community college or with other partners. It may also be possible to utilize a third party expert. The target for having master trainers in place is **September 1, 2011** and training will be provided for all interested programs soon thereafter.

VI. Staff Reports

A. Compliance

Compliance review progress was reviewed. A written report will be provided at the **June 2011** OSATC meeting.

OREGON STATE APPRENTICESHIP AND TRAINING COUNCIL

RULES AND POLICY SUBCOMMITTEE

June 1, 2011 - 9:30 am

Meeting Summary

B. Budget Forecast

The budget to be appropriated by the legislature is expected to be final within the next couple of weeks. BOLI expects to be less seriously impacted than other agencies.

C. BOLI-ODOT Supportive Services Project Status

Implementation of the project has focused primarily on outreach and recruitment this year. More emphasis will be placed on retention over the next year. The apprenticeship community was encouraged to provide guidance in developing supportive resources to help people complete apprenticeships.

D. OSATC submissions & signature sheets

The Division is proposing that committees who fail to submit original documents and signature sheets prior to the subcommittee meeting where action is requested have their submissions removed from the agenda as untimely. The subcommittee directed staff to require committees to adhere to established submission timelines. Subcommittee members also requested they receive their binders at least one week prior to the subcommittee meetings.

The Division will draft a guidance letter for review at the **June 2011** OSATC meeting.

VII. Follow-up Reports from Previous Council Meetings

A. Multi-State Reciprocal Agreement

The Washington State Apprenticeship and Training Council approved the revised reciprocal agreement at their April 2011 meeting. Montana has already agreed to the proposed changes.

M/S/C by unanimous voice vote to recommend approval of the revised reciprocal agreement.

The Oregon Electrical and Elevator Board's temporary rule eliminating the temporary electrical apprentice license and including reciprocal electrical apprentices within the regular license is moving forward for permanent rulemaking. A public hearing is scheduled June 21, 2011 at 9:00 am and a status report will be provided at the **September 2011** Rules and Policy Subcommittee meeting.

The Division will also redraft OSATC Policy 16 for review at the **September 2011** Rules and Policy Subcommittee meeting.

B. Brace Point complaint, MA 2023

The subcommittee confirmed that work not specifically identified in a training agent's apprenticeship standards should be considered as outside the scope of the occupation. Training agents who provide false or misleading reports regarding the number of hours an apprentice works and/or the nature of the work performed should be sanctioned by their apprenticeship committee. Council may impose sanctions against a committee if they fail to impose appropriate training agent sanctions.

C. ORS 660 Revision Status (29 CFR 29 amendments)

HB 2034, the bill amending ORS 660 to conform to new federal apprenticeship regulations, has passed out of both chambers of the Oregon Legislature and awaits the Governor's signature. The statute will become effective as soon as it is signed. Once the document is signed, Council will need to reconvene the Rules & Policies Task Force in order to capture in rule changes included in the new legislation.

D. Legislative Update

* HB 2923 – died in committee

* HB 3362 – awaiting second Senate hearing

OREGON STATE APPRENTICESHIP AND TRAINING COUNCIL

RULES AND POLICY SUBCOMMITTEE

June 1, 2011 - 9:30 am

Meeting Summary

* HB 2034 – reported under Agenda Item VII-C

E. DOC Evaluation (MA 6040 Ratio)

This program has been reviewed multiple times since its approval and is operating in compliance. Concerns remain regarding the ratio of apprentices to journey workers. The subcommittee recommended that the ratio be reviewed and the committee agreed to bring revised standards forward to the **November 30, 2011** Standards Review Subcommittee meeting.

F. PWR for Apprentices in Sub-Classifications; Variances in OJT Hours

Prevailing wage administrative rules have been revised to recognize work included in the apprenticeship standards for the occupation. Staff will develop ways to help contractors report more accurately and will work to help committees capture the information. Training agents, apprentices and committees who continuously fail to report accurate apprenticeship hours will be reported to the Council.

VIII. Discussion Items

A. Related Training Expectations

Discussion centered on developing directives for committees to address distance learning and certification of hands-on training. The subcommittee clarified that committees must identify for Council their method of determining competencies.

The Division will draft a guidance letter for review at the **June 2011** OSATC meeting.

B. Effective Registration Dates for Apprentices and Training Agents

Registration requirements outlined in ORS 660.010(10), ORS 660.020 and OAR 839-011-0088 were reviewed. The subcommittee agreed that all registration agreements must be submitted in a timely manner pursuant to statute and rule.

The Division will draft a guidance letter for review at the **June 2011** OSATC meeting.

IX. Pending Subcommittee Items Requiring Additional Research (*Deferred to third quarter 2011*)

A. Selection Methods – Use of Exceptions/Alternating Employer Choice

B. Average Journey Wage – Analysis of Variances

X. Correspondence

XI. Council and Subcommittee Meeting Dates

2nd Qtr Standards Review Subcommittee will convene at 1:00 pm this afternoon in this room.

2nd Qtr Council: June 16, 2011, **10:00 am** NECA-IBEW Electrical Training Center

3rd Qtr Subcommittees: August 31, 2011 Portland State Office Building Room 1A

3rd Qtr Council: September 15, 2011 Local 290 Training Center

XII. Good of Apprenticeship

Mike Pollock reported that because the Local 290 training center is available during the day, the Tigard/Tualatin school districts were invited to send interested high school students to learn skills that can be transferred to an apprenticeship program. He expressed appreciation to the Division for funds to assist

OREGON STATE APPRENTICESHIP AND TRAINING COUNCIL

RULES AND POLICY SUBCOMMITTEE

June 1, 2011 - 9:30 am

[Meeting Summary](#)

the training center in bringing students in this semester. He suggested other training centers consider making the same offer to local schools.

XIII. Adjournment – 11:53 am