OREGON STATE APPRENTICESHIP and TRAINING COUNCIL
Rules and Policy Subcommittee
SUMMARY
September 5, 2018
Judy Betts, Chair

I. CALL TO ORDER
The meeting was called to order at 9:40 A.M.

II. WELCOME AND INTRODUCTIONS

Council Members:
Aida Aranda, Trades Employee
Laura Benedict, Trades Employee
Judy Betts, Trades Employer
Patrick Davis, Public Member
John Gardner, Public Member
Kyle Popma, Industrial Employer
Jeff Schmidt, Trades Employer

Apprenticeship and Training Division Staff
Stephen Simms, ATD Director
Jessica Ponaman, Apprenticeship Operations Manager
Rachelle Herbert, OSATC Coordinator

Apprenticeship Representatives:
Tamara Boyd, Portland
John Kersey, Portland
Sandra Rodriguez, Portland
Jeff Hauck, Bend
Loren Burnham, Salem
Amber Stanford, Portland

Chair Betts introduced the Subcommittee members. Mr. Simms introduced Division staff and Ms. Ponaman announced the hiring of three new Apprenticeship Representatives: Sandra Rodriguez (Portland); Amber Stanford (Portland); and Stephanie Tunelli (Eugene).

III. CORRESPONDENCE
The Division received requests from the following committees to convene state guideline committee meetings in their respective trades: Drywall Finishers JATC (MA 1016); Sheet Metal JATC (MA 1277 and MA 1060); and Mid-Valley HVAC/R JATC (MA 1080 and MA 1071). The Division will convene the minimum guideline committees for Sheet Metal (MA 8004) and HVAC (MA 8020) as multiple requests have been submitted. The Division will seek the guidance of the Standards Review Subcommittee in determining how to address the request from the Drywall Finishers JATC.

IV. STAFF REPORTS
A. Division Management Reports
There continues to be overall growth in registrations: minority registrations are increasing steadily, however female registrations remain stagnant.

B. Committee Status
1. Overdue Wages
The following committees have overdue wage updates and will be cited to appear the November 28, 2018 Subcommittee meeting if a wage update has not been submitted by the November 5, 2018, fourth quarter Council cut-off date: Cascade Tissue JATC (MA 1117); State DAS Facilities & SEIU 503 JATC (MA 1124); SAPA JATC (MA 1129); USW & O-I Portland JATC (MA 1130); and Leatherman Tool Group JATC (MA 1132).
2. Inactive Standards – *None*

3. Administrative Completions

   There are two apprentices pending proposed administrative completion on the agenda. Michael Adamson (#967386, MA 1229) had been completed by his committee before the Subcommittee meeting and was pulled from the agenda.

C. **Compliance and Investigations**

   **6040 COOLUMBIA GORGE JATC**

   - Atkinson, David Lee #958921 (Mfg Plant Electrician, 0643.0)

   The Division received the initial complaint from David Atkinson on **February 22, 2018** indicating unlawful retaliation for filing an apprenticeship complaint with BOLI resulting in his transfer to another facility. The Division did not find substantial evidence indicating Atkinson was transferred in retaliation for protected activities and subsequently issued its findings on **April 3, 2018**. As the Division has no jurisdiction over the transfer of inmates for disciplinary reasons, it is recommending that the complaint be dismissed.

   **M/S/C by unanimous voice vote to recommend approval of staff’s decision to dismiss the David Lee Atkinson (#958921) complaint (MA 6040) for a lack of jurisdiction.**

A. **BCD Provisional and Administrative Electrical Licenses**

   Committees, that train Plant, Limited Maintenance, and General Journey Electrician apprentices (plus the State Guideline Committees for these trades), should be made aware of the Temporary Electrical Rules approved by the State Elevator and Electrical Board that went into effect on **August 15, 2018**:

   - **Administrative Limited Maintenance Electrician License:** creates a 90-day window for employers to sponsor out of state applicants to work for a limited time in Oregon while applying and testing for their LME license. All applications for an Administrative Limited Maintenance Electrician and Administrative Plan Electrician licenses must be submitted to Building Codes Division (BCD) by **February 8, 2019**;

   - **Provisional Journeyman Electrical License:** creates a form of reciprocity for current license holders from Alaska, Alberta, Arkansas, British Columbia, Colorado, Connecticut, Idaho, Maine, Montana, Utah, Washington, and Wyoming to apply for an Oregon General Journey Electrical license. Applications must be submitted to BCD by **February 8, 2019**. Provisional licenses will be valid until **August 31, 2021** and are not eligible for renewal.

   Amendments to **OAR 918-282-5008:** amendments have been made to permit military experience gained by an LME applicant to be counted towards requirements to sit for the LME exam. These rules should supplement some of the changes recommend to the minimum guideline stands by the State Industrial Electrical Guideline committee that will be considered by the Elevator and Electrical Board on **September 27, 2018**.

V. **FOLLOW UP REPORTS FROM PREVIOUS COUNCIL MEETINGS**

   A. **Discussion of Draft Council By-Laws**

      Comments on the draft Council By-Laws were received from Council members. Members requested that the ‘required attendance’ portion of the By-Laws be revised with more ‘flexible’ language to allow for the various conditions which may cause a member to be absent. An updated draft of the Council’s bylaws will be included on the Council agenda for review on **September 20, 2018**.

   B. **Status Report on Women in Apprenticeship Task Force**

      The first meeting of the task force is anticipated to launch during National Apprenticeship Week, **November 12-18, 2018**.
C. Status Report on Title 29 CFR Part 30 Implementation

The Division has fulfilled its obligation to submit a compliant state plan to the USDOL by January 2018. Approval of the plan was anticipated from the USDOL within 90 days of submittal, but has not yet been received. Pending approval, the Division will begin implementation of fundamental changes. All changes are due to be implemented by March 2019.

VI. PROPOSED ADMINISTRATIVE COMPLETIONS WITHOUT BENEFIT OF A LICENSE

(Program representative required to attend subcommittee)

1104 GEORGIA PACIFIC ELECTRICAL TRADES JATC

Engen, James M #927287, (Mfg Plant Electrician, 0643.0)  
(Committee Attendance Required)

Committee attendance was excused by the Division Administrator. The committee provided a letter requesting Mr. Engen be allowed one more opportunity to pass the exam.

M/S/C by unanimous voice vote to complete James M Engen, #927287 (MA 1104), without benefit of a license if Mr. Engen fails to pass the exam by November 5, 2018.

1229 OR SW-WA IUOE #701 STNRY ENGINEER JATC

Adamson, Michael A #967386 (Ltd Maint Electrician, 0644.0)  
(Committee Attendance Required)

Agenda item was removed prior to the Rules and Policy Subcommittee meeting.

6002 LAMB WESTON TATC

Ibarra, Freddy E #995479 (Ltd Maint Electrician, 0644.0)  
(Committee Attendance Required)

Mr. Ibarra was completed by the committee on August 23, 2018.

Speaker: Jennifer Hills, Administrator, MA 6002

VII. DISCUSSION ITEMS

A. Training Agent Request for Review of Division Findings and Recommendations: A&E Security Solutions/Limited Energy JATC (MA 1099)

Representatives from A&E Security and Electronics, MA 1099, and MA 1100 presented statements to the Subcommittee members.

Speakers: Michael Elsberry, President, A&E Security and Electronics
Larry Linder, Attorney, A&E Security and Electronics
Eva Sizelove, Administrator, MA 1099
Cindy Regier, Executive Director, IEC
Billy Nichols, Chair, Protective Signaling JATC (MA 1100)

M/S/C by unanimous voice vote to uphold the Lt Energy Electrician JATC (MA 1099) decision to terminate A&E Security and Electronics as a Training Agent effective December 15, 2017.

B. Pre-Apprenticeship Programs Update

Two new pre-apprenticeship programs are on the Standards Review Subcommittee agenda for approval: Center for Advanced Learning (CAL) and Reynolds High School HVAC.
VIII. COUNCIL AND SUBCOMMITTEE MEETING DATES

A. 2018 Q3

Standards Review Subcommittee
September 5, 2018, 1:00 P.M.
Portland State Office Building (PSOB) – 800 NE Oregon St, Room 1A, Portland OR 97232

Council
September 20, 2018, 10:00 A.M.
Oregon Laborers JATC (MA 1058) – 17242 NE Sacramento St, Portland OR 97230

B. 2018 Q4 – REVISED DATES & LOCATIONS

Rules & Policy Subcommittee – Revised Date and Location
November 28, 2018, 9:30 A.M.
Northwest College of Construction (NWCOC) – 8111 NE Holman St, Portland OR 97218

Standards Review Subcommittee – Revised Date and Location
November 28, 2018, 1:00 P.M.
Northwest College of Construction (NWCOC) – 8111 NE Holman St, Portland OR 97218

Council – Revised Location
December 20, 2018, 10:00 A.M.
Portland State Office Building (PSOB) – 800 NE Oregon St, Room 1A, Portland OR 97232

IX. GOOD OF APPRENTICESHIP

Chair Betts announced that Lane County will be holding its Construction and Utilities Career Day in Eugene on Thursday, September 27, 2018, 9am-2pm. The event will have many hands-on activities for High School Juniors and Seniors.

X. ADJOURNMENT

The meeting was adjourned at 12:05 P.M.