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TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION

BLI 8-2024

CHAPTER 839

BUREAU OF LABOR AND INDUSTRIES

FILED

01/26/2024 11:26 AM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Modifies process by which Youth Apprenticeship Program may be placed on agenda of regulatory body.

EFFECTIVE DATE: 01/29/2024 THROUGH 07/01/2024

AGENCY APPROVED DATE: 01/26/2024

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Rules Coordinator

NEED FOR THE RULE(S):

Current law requires materials to be submitted to the Oregon State Apprenticeship and Training Council more than 45 days before the Council's next meeting. An exception exists for certain submissions, but the exception does not include every situation in which review by the Council remains feasible. Because of the structure of the school year, participants in Youth Apprenticeship Programs may operate on a different timetable than adult programs and a late filing may have consequences that do not exist for adult programs. This rule amendment is necessary to mitigate the consequences of late submission to the individual youths participating in Youth Apprenticeship Programs, particularly as they near high school graduation.

JUSTIFICATION OF TEMPORARY FILING:

The failure to immediately adopt this rule would preclude consideration of certain Youth Apprenticeship proposals in advance of high school graduation. Youth participating in these programs may be denied real world opportunities because of a failure of the program to meet the filing deadline. In the absence of this rule, Youth Apprenticeship Programs would be prohibited from seeking changes to their programs prior to high school graduation and the adoption of this rule will mitigate those consequences by allowing the Council to determine whether it is prepared to consider a request submitted by a Youth Apprenticeship Program, independent of the filing deadline.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

No documents were relied upon for this rule.

AMEND: 839-011-0030

RULE SUMMARY: Amends rule to allow Oregon State Apprenticeship and Training Council to consider late submissions from Youth Apprenticeship Program, when majority of members agree.

CHANGES TO RULE:

839-011-0030

Apprenticeship and Training Council - Preparation of Agenda ¶¶

(1) All matters to be included on the agenda must be submitted in writing to the office of the Director by 5:00 p.m. at least 45 calendar days before the date of the next Council meeting. If the 45th calendar day before the next Council meeting falls on either a weekend or holiday, the items for the agenda must be submitted to the Director on the last business day before the 45th calendar day.¶¶

(2) ~~Notwithstanding section (1) of this rule,~~ late submissions for inclusion on the agenda that do not request the Council to approve, modify or revoke standards, committees or programs may be considered by the Council if a majority of the members agree.¶¶

(3) Notwithstanding sections (1) or (2) of this rule, late submissions for inclusion on the agenda that are submitted by a Youth Apprenticeship Program may be considered by the Council if a majority of the members agree.

Statutory/Other Authority: ~~ORS 665.060,~~ ORS 660.120

Statutes/Other Implemented: ORS 660.120(4)