



Oregon Bureau of Labor and Industries
REPORT ON RULEMAKING
Division 11: Pre-Apprenticeship
October 4, 2022

Proposed Rule Action:**Permanent Rulemaking:**

Amend Administrative Rules: OAR 839-011-0070 and OAR 839-011-0335

Background:

During the 2022 Legislative Session, the legislature passed Senate Bill 1545, also known as Future Ready Oregon, a comprehensive \$200 million package of investments that work together to advance an equitable workforce system that supports people with the education, training, and resources they need to get into good-paying, sustainable careers. It prioritizes key populations, advances collaboration and partnerships with community and culturally-based organizations, workforce education and training providers. Future Ready Oregon included a \$20 million investment to expand registered apprenticeship to key growth sectors to build a skilled, more diversified workforce in health care, manufacturing, and will support construction pre-apprenticeship and youth programming to bolster Oregon's workforce pipeline.

The Bureau of Labor and Industries (BOLI) must establish and administer a grant program to provide financial support for the development, expansion and implementation of registered apprenticeship and pre-apprenticeship training programs in health care and manufacturing, and for the development and implementation of pre-apprenticeship training programs in construction. Accountability is an important component of Future Ready Oregon. This includes the ability to track and evaluate how funds are utilized to support pre-apprenticeship programs, track enrollment and retention, and participation by individuals in Priority Populations.

Current, pre-apprenticeship administrative rules have not been updated since their inception in 2015. The rules do not provide for tracking enrollment and retention in pre-apprenticeship, reflect current practices and procedures, or have any mechanism or authority for evaluating pre-apprenticeship programs akin to their apprenticeship counterparts.

The agency has acted expeditiously to implement and allocate grant funds associated with Future Ready Oregon, but there was not sufficient time to complete the permanent rulemaking process prior to the approval of the first Future Ready Oregon grants. Therefore, the agency issued temporary rules to ensure all pre-apprenticeship programs are treated equally and understand accountability responsibilities, generally, and in relationship to Future Ready Oregon.

The agency seeks to make the temporary rules permanent.

Rulemaking Timeline

- Temporary rule filed: June 1, 2022
- Filed Notice with Secretary of State: August 30, 2022
- Notice published in Secretary of State Bulletin: September 1, 2022
- Notice sent to Interested Parties (email): August 31, 2022
- Notice sent to legislators as applicable: August 31, 2022
- Public Rulemaking Hearing: September 16, 2022 at 10:00am
- End of Written Comment Period: October 3, 2022 at 5:00pm
- Finalize rule and effective date: November 28, 2022



Summary of Hearing:

On September 16 at 10:03am, I convened the rulemaking hearing on the proposed amendments to the rules related to pre-apprenticeships.

There was one individual in attendance at the meeting and no public comment was offered. The meeting was adjourned at 11:00am

The hearing was recorded and available for review.

Public Comment:

BOLI filed notice of the proposed rule and hearing with the Oregon Secretary of State on August 30, 2022 and notified interested parties and legislators on August 31, 2022. BOLI provided four weeks for the public to comment including holding a public hearing on September 16, 2022. In addition, the rule was posted on the rulemaking webpage.

The public comment period closed at 5:00pm on October 3, 2022. The agency did not receive any written comment.

Final Action:

Having received no public comment regarding the proposed rule, the recommendation is to adopt the rule as proposed, to be effective on November 28, 2022.

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Erin Seiler, Senior Policy Advisor

Enclosures

1. Permanent Administrative Order showing rule changes.