



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**  
(Implements RCW 34.05.310)  
Do **NOT** use for expedited rule making

**Agency:** Department of Labor and Industries

**Subject of possible rule making:** Chapter 296-05 WAC, Apprenticeship Rules

**Statutes authorizing the agency to adopt rules on this subject:** Chapter 49.04 RCW

**Reasons why rules on this subject may be needed and what they might accomplish:** The Apprenticeship Program is working with the Washington State Apprenticeship and Training Council (WSATC), with representation from business, labor, and the public, regarding employer compliance with apprenticeship rules. The rulemaking meets the exemption in Executive Orders 10-06 and 11-03 that allows rules required by federal or state law or required to maintain federally delegated or authorized programs. Rulemaking is needed in response to Senate Bill 5584 (Chapter 308, Laws of 2011) and Engrossed Second Substitute House Bill 1371 (Chapter 21, Laws of 2011).

The rulemaking will:

- Adopt an appeal process to comply with a new director's review for council decisions involving federal purposes.
- Amend language that designates the department, rather than the WSATC, as the rule-making authority for apprenticeship.
- Amend language for consistency and to align the language with the new statutory requirements.
- Amend language to allow the Director, rather than the Governor, to appoint public members to the council.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** The United States Department of Labor, Office of Apprenticeship, Employer and Labor Services, which has federal apprenticeship oversight responsibility, will be provided a copy of the proposed rules.

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

Parties interested in these rules may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process.

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

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**DATE**  
August 21, 2012

**NAME (TYPE OR PRINT)**  
Judy Schurke

**SIGNATURE**

**TITLE**  
Director

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FILED

**DATE: August 21, 2012**  
**TIME: 9:35 AM**

**WSR 12-17-122**