



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Labor and Industries

- Preproposal Statement of Inquiry was filed as WSR 12-17-122 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____; or
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR _____

Title of rule and other identifying information:
Apprenticeship Rules, Chapter 296-05 WAC

Hearing location(s):
See Attachment 1.

Date: _____ Time: _____

Submit written comments to:

Name: Sally Elliott
Address: Post Office Box 44400
Olympia, Washington 98504-4400
e-mail sally.elliott@lni.wa.gov
fax (360) 902-5292 by 5 p.m. on December 6, 2012

Assistance for persons with disabilities: Contact Sally Elliott by November 23, 2012 at sally.elliott@lni.wa.gov or 360-902-6411.

Date of intended adoption: January 22, 2013
(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:
The Apprenticeship Program needs to proceed with rulemaking in response to Chapter 308, Laws of 2011 (Senate Bill 5584) and Chapter 21, Laws of 2011 (Engrossed Second Substitute House Bill 1371).

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 Washington State Apprenticeship and Training Council, 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.

Statutory authority for adoption: Chapter 49.04 RCW, Chapter 308, Laws of 2011 (Senate Bill 5584) and Chapter 21, Laws of 2011 (Engrossed Second Substitute House Bill 1371)

Statute being implemented: Chapter 49.04 RCW, Chapter 308, Laws of 2011 (Senate Bill 5584) and Chapter 21, Laws of 2011 (Engrossed Second Substitute House Bill 1371)

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION: _____

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 23, 2012
TIME: 10:56 AM
WSR 12-21-104

DATE
October 23, 2012

NAME (type or print)
Judy Schurke

SIGNATURE

TITLE
Director

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

N/A

Name of proponent: Department of Labor and Industries

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... José Rodriguez	Tumwater, WA	(360) 902-6348
Implementation.... José Rodriguez	Tumwater, WA	(360) 902-6348
Enforcement..... José Rodriguez	Tumwater, WA	(360) 902-6348

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

The proposed rule changes clarify language of the current rule without changing its effect and the contents of some changes are explicitly and specifically dictated by statute. Therefore, the department is exempt from conducting small business economic impact statement under RCW 19.85.025(3) referencing RCW 34.05.310(4)(c),(d) and (e).

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No: Please explain:

The proposed rule changes clarify language of the current rule without changing its effect and the contents of some changes are explicitly and specifically dictated by statute. Therefore, the department is exempt from conducting a cost-benefit analysis under RCW 34.05.328(5)(b)(iii).

Attachment 1 – Apprenticeship Program Public Hearings

Spokane

Date: December 5, 2012
Time: 9:00 a.m.
Location: Spokane Community College
Apprenticeship and Journeyman Training Center
2110 N. Fancher
Spokane, Washington 99212

Tumwater

Date: December 6, 2012
Time: 1:00 p.m.
Location: Department of Labor and Industries
7273 Linderson Way Southwest, Room S119
Tumwater, Washington 98501