



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

- | | |
|---|--|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 14-12-075 ; or | <input checked="" type="checkbox"/> Original Notice |
| <input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____ ; or | <input type="checkbox"/> Supplemental Notice to WSR _____ |
| <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1). | <input type="checkbox"/> Continuance of WSR _____ |

Title of rule and other identifying information: Apprenticeship Rules
 Chapter 296-05-003 Definitions.
 Chapter 296-05-007 WAC, Rules of Procedure.
 Chapter 296-05-321 WAC, Apprenticeship Agreement—Cancellation.

Hearing location(s):
 September 24, 2014 1:30 p.m.
 Spokane Community College
 Apprenticeship and Journeyman Training Center
 2110 N. Fancher
 Spokane, WA 99217

October 1, 2014 1:00 p.m.
 Tukwila L&I Office
 12806 Gateway Dr S (Tukwila Classroom)
 Tukwila, WA 98168

Submit written comments to:
 Name: Beverly Clark
 Address: Post Office Box 44400
 Olympia, Washington 98504-4400
 e-mail Beverly.Clark@Lni.wa.gov
 fax : (360)902-5292 by October 3, 2014

Date of intended adoption: November 18, 2014
 (Note: This is **NOT** the **effective** date)

Assistance for persons with disabilities:
 Contact Beverly Clark by September 15, 2014, at
Beverly.Clark@Lni.wa.gov or 360-902-6272.

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The apprenticeship system in this state is authorized under the federal system of apprenticeship, specifically 29 C.F.R. Part 29 and 30. The apprenticeship program needs to proceed with rulemaking in response to the need for continued federal recognition of our state system of apprenticeship. The United States Department of Labor recently informed the department that there were a couple of areas the department needs to correct in order to be in full compliance with federal regulations. The department is proposing language to mitigate the concerns of the United States Department of Labor.

Reasons supporting proposal: This rulemaking is in response to a letter dated February 21, 2014 from the United States Department of Labor, in which they accepted Labor and Industries corrective action proposal concerning Washington's application for continued recognition as a State Apprenticeship Agency pursuant to Title 29 Code of Federal Regulations (CFR), part 29. The Apprenticeship Program worked with the Washington State Apprenticeship and Training Council (WSATC), with representation from business, labor, and the public, regarding employer compliance with apprenticeship rules. The WSATC has endorsed the concept of the proposed changes.

Statutory authority for adoption:
 Chapter 49.04 RCW and RCW 19.285.040

Statute being implemented:
 Chapter 49.04 RCW and RCW 19.285.040

- Is rule necessary because of a:**
- | | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
- If yes, CITATION:

DATE
 August 19, 2014

NAME (type or print)
 Joel Sacks

SIGNATURE

TITLE
 Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
 STATE OF WASHINGTON
 FILED

DATE: August 19, 2014
TIME: 7:34 AM
WSR 14-17-087

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

None.

Name of proponent: Department of Labor and Industries

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Tim Wilson	Tumwater, Washington	(360) 902-5321
Implementation.... Elizabeth Smith	Tumwater, Washington	(360) 902-5933
Enforcement..... Elizabeth Smith	Tumwater, Washington	(360) 902-5933

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 department's proposed rules are subject to the Regulatory Fairness Act, but they do not require a small business economic impact statement because the proposed changes are exempt by law [see RCW 19.85.025 referencing RCW 34.05.310(4)].

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 department's proposed rules are subject to the Regulatory Fairness Act, but they do not require a cost-benefit analysis because the proposed changes are exempt by law.