

WAC RCW Policy Subcommittee Report

July 16, 2020

The most recent changes to chapter 296-05 WAC were filed with the Code Reviser's office on June 15, 2020. These changes will become effective July 16, 2020, and include the following:

- EEO updates to align with 29 C.F.R. part 30.
- Apprentice Utilization Requirements verification language to comply with RCW 49.04.035 which became effective January 1, 2020.
- Key language inadvertently omitted during the 2018 revision is clarified or placed back into the rule to be consistent with current agency practice or interpretation of law.

The subcommittee met on February 12 of this year to set the scope of the next rule writing exercise. The subcommittee reviewed 9 proposals and decided to act on the following items during this rule writing period:

Initial items that will be part of rule writing beginning in 2020:

- Oregon's rule language around unilateral or single employer sponsors in Building and Construction Trade occupations: ORS 660.135(1)
- Define the objection process to include standing determination.
- Definition of supervision in a changing work environment (IT is an example).

The following will best be handled as WSATC policies:

- Youth in apprenticeship (OJT program, apprenticeship prep, registered apprenticeship, or combination of these)
- On-the-job training hour reporting timeframe.
- RSI reform (requirement to update RSI plan with the dept every 5 years).

Other policies, such as Better description of what constitutes an OJT program and WAC 296-05-015 changes (streamline and plain talk) will be addressed as time allows.

The subcommittee held a virtual meeting on June 17. The subcommittee began discussions on the items just mentioned and addressed the Oregon rule and the Youth in Apprenticeship guideline standard as a policy consideration. We will be taking a look at draft language from the department for incorporating the Oregon rule in our WAC and continue discussions on other topics at the next meeting in August.

I would like to present the draft Youth in Apprenticeship Guideline Standards to the Council for review and possible action at the October 2020 WSATC meeting. I would ask the department to distribute and post the Youth in Apprenticeship Standards on their website and collect public comments until August

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10, 2020. The comments will be reviewed at the next subcommittee meeting in preparation for a final report on the draft proposal at the October WSATC meeting.

This concludes my report unless there are questions.

Respectfully submitted, April Sims, Chair WAC-RCW Subcommittee