

DEPARTMENT OF INDUSTRIAL RELATIONS

Headquarters Office

Division of Apprenticeship Standards

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**CALIFORNIA APPRENTICESHIP COUNCIL 2024
FIRST QUARTERLY MEETING
MINUTES**

Thursday, February 8, 2024
9:00 A.M.

I. CONVENE QUARTERLY CAC MEETING

- a. Pledge of Allegiance
- b. Roll Call

Present: Sheri Learmonth (chair), Luis Ontiveros, Jack Buckhorn, Earl Restine, Sandra Sanchez for the Vice Chancellor office, Frank Quintero, Jason Rafter, Yvonne de la Peña, Mark Burri, Louis Ontiveros, Richard Harris, Larry Hopkins, Paul Von Berg, Hugo de la Torre and DAS Deputy Chief Adele Burnes

Absent: Chris Christophersen, Brandon Brockhouse, and Chip Martin

- c. Installation of new Chairperson
Sheri Learmonth short introduction was done.

- d. Executive Session

The Council may recess to closed executive session pursuant to Government Code section 11126(q) to discuss litigation to which the Council is or may become a party.

- e. Approval of minutes of previous meeting

A motion and a second for approval of the Thursday, October 26, 2023, meeting minutes. A roll call vote was taken. All approved with one correction or addition to the previous minute that Sheri Learmonth was appointed the CAC Chair. The motion carried.

It was stated that effective January 1st there's some revisions to the Bagley-Keene open meeting laws. Effective January 1, 2024, the SB 544 bill revised certain teleconferencing requirements under the Bagley-Keene Open Meeting Act in California. This act mandates that all meetings of a state body be open and public. Instead of holding traditional teleconferences,

state bodies with decision-making authority may now hold open or closed meetings under new alternative teleconference rules that took effect on January 24, 2024, and will expire on January 1, 2026

One of those aspects does allow for some remote participation with prior notice ahead of time for votes to be approved.

f. Announcements

California Conference on Apprenticeship- "BUILDING THE FUTURE"
April 30th, 2024 - May 3rd, 2024, will take place at the Wyndham San Diego Bayside In the Ballroom- Pacific A located at 1355 North Harbor Drive San Diego, California 92101. Please note that there will be no CAC subcommittees meeting during next quarter, but the California Apprenticeship Council meeting will take place on Friday May 3, 2024.

Glen Forman announced his retirement for later this year and

Frank Quintero made an announcement about the groundbreaking ceremony for the brand-new passenger terminal at Hollywood Burbank Airport, named "Elevate BUR,". This state-of-the-art terminal, costing \$1.2 billion and spanning 355,000 sq. ft, is designed to exchange the present terminal. Many people were present at the groundbreaking ceremony, and it was stated that this will be a union project.

g. Communications

Communication was received from Daniel A. Terry Writing to appoint Stefania Stanley our Data Analyst as my designee on the California Apprenticeship Council in my absence on February 7th-8th, 2024 as a one-time appointment.

II. BUSINESS SESSION

a. Legal Matters- Deputy Attorney General

- Nothing to Report

b. Apprenticeship Complaint Findings / Decisions by the Administrator of Apprenticeship

- Nothing to Report

c. Notice of Appeals during the Quarter

PG& E asked for a postponement of this appeal, and this was granted. A commissioner is needed on the three-member panel to take Sheri Learmonth's place. A three-person panel with Jason Rafter, Jack Buckhorn and Sheri Learmonth is currently working on setting a date.

d. CAC Appeals Panel Decisions

A CAC 3-member consent panel hearing for Communication Workers of America Standards has been scheduled for January 9, 2024 at 1:00 p.m.

This was a 3-member panel with the Communication Workers of America. The panel was called the order at one Pm. On January, Commissioner Jason, after Commissioner Jack Platform, and Sheri Learmonth.

Kenny Williams, representing the communication workers of America, provided background on the standards and following conversations that occurred with IBEW And Operating Engineers.

Veronica Martinez, representing IBEW Local 11, and Larry Hopkins, representing Operating Engineers, both spoke and confirmed that they have not received revised standards at that point.

Commissioner Buckhorn made a motion to continue the meeting and recommended that we wait to receive the revised standards because they currently were not in the record. Those revised standards are to be resubmitted to DAS by the Communication Workers of America for comment. With that we hope that resolution could be formed and a three-member panel would not need to reconvened, the meeting was adjourned.

e. Chief's Report- DAS Deputy Chief Adele Burnes

Please see the attached report that is available also on the DAS website.

https://www.dir.ca.gov/DAS/DAS_MeetingAgenda/2024/February/2023-12CACChiefsReport.pdf

In the last quarter of 2023, DAS had a number of significant team changes, which we want to be sure to recognize. Very significantly, former DAS Chief Eric Rood retired from state service, after 30 years of serving the state of CA across many capacities.

The DAS team also made tremendous hiring progress, bringing on 11 new staff members, primarily into the program teams, along with hiring a new Area Administrator. Please welcome Richard Robles as the new Area Administrator overseeing all Legacy program staff statewide, which includes all CAC connected building and fire trades related programs.

Many of you already know Richard, as he has been with DAS for many years and most recently has been leading our Legacy team in LA. We are thrilled to welcome Richard into this new role, and you can expect to be hearing a lot more from him related to CAC, as he will also be taking over much of the CAC communications from Glen over the coming months.

f. Old Business

We have a review of comments and approval of suggested edits to 230.1 rulemaking language.

At the meeting yesterday the committee went through and reviewed the comments that were submitted publicly. The final language was presented that we're getting ready to put out for a 15-day comment period. A That's above. It's in the bold. We changed a lot of things around or made a lot clearer with the comments that were received hopefully, we'll have this up and post it on the DAS website tomorrow for starting the 15-day comment period.

Questions and comments from the apprenticeship community.

Jack Davis commented that the components of sub part 5 into either a separate component or a separate section or subsection, or just putting them in part 4 would be very helpful, because as written now, contract amounts, subcontract amounts and the contract number which does not come from DIR or from reporting to DIR. Those elements are useful information for apprenticeship programs, and as drafted now, sub part 5 would not require that information if the project has not been registered with the DIR under Section 1773.3. So, I think would be a more you would have more useful reporting especially for projects that are attending to fly into the radar by not reporting to DIR, for example, where you have a private developer who is receiving and spending public money. If that contract were required to report his own contract number and the contract amounts, I think it would be useful information for the apprenticeship committees to have.

A motion was made to approve the changes and a roll call vote was taken. The motion was approved.

g. New Business

- Review and approval of the CAC Governance Policy

Deputy Chief Glen Forman gave an overview. He stated the committee has been working on this document and working with help from the legal department. The government's policy is basically a policy of this committee. Once this committee voted the policy becomes effective, but the policy can be adjusted. It just must make a suggestion and go back

to the Standards, Rules, Regulations & Operating Procedures committee. Stated that this is a good starting document. Frank Quintero

III. FORUM

There was no forum speaker for this quarter.

IV. EDUCATIONAL AGENCIES REPORT

- a. California Community Colleges – Sean McCobb, Coordinator of Apprenticeship Programs, California Community Colleges Chancellor's Office

A couple of updates were given. Discussion regarding the Related and Supplemental Instruction reimbursement program, California Apprenticeship Initiative (CAI) and the Apprenticeship Pathways Demonstration Project.

Sean stated that they put out their annual report of RSI outcomes this year, applying to the fiscal year 2022-23 outcomes in that report that we scheduled three different reimbursement categories for related supplemental instruction funding. The first being reimbursement through schedule two the section of the Budget Act relates to the community college community. They were allocated 39.9 million dollars. We were able to fully reimburse all of the hours that were reported from the community college community.

For schedule 3, which is the K-12 community we were allocated 49.8 million dollars and reimbursed hours reported beyond allocation for the year. We're only able to be reported at \$2.96 cents, rather than the over \$8. That is the rate that's able to be reimbursed to all allocated dollars. As a reminder of the cost for that lower reimbursement on the allocation is that there weren't enough funds to reimburse those extra hours fully. So, we reimbursed all those additional hours at the available rate that was possible.

The full reimbursement of those hours is possible. Over the next 3 fiscal years. If funding remains in those fiscal years to be able to back pay old fiscal years. So, there's a possibility that these hours will be reimbursed at full rate for this fiscal year.

Full-Time Equivalent Students (FTES) reimbursements were discussed.

RSI

- \$39.9 Million Schedule 2
 - Fully Reimbursed
- \$49.8 million Schedule 3
 - Over-cap Reimbursed at \$2.96
- \$6.7 Million FTES
 - 262,087 Hours were reimbursed.

CAI

- 211 applications
- \$112.6 Million requested.
 - 105 Planning
 - 69 Apprenticeship Implementation
 - 24 Pre-Apprenticeship Implementation
 - 13 Apprenticeship Expansion

Finally, I'd like to talk about the Chancellor's office apprenticeship pathway demonstration project. This is a project that has stemmed from our new Chancellor creating new initiatives in her new role, leading the California Community college system.

The California Community Colleges is creating a new opportunity for students to access college credit in pursuit of their career goals. The initiative, the Apprenticeship Pathway Demonstration Project, will create a roadmap for all colleges to convert existing, new and innovative apprenticeship experiences, including related supplemental instruction and prior on-the-job training, into college credit.

Students who are current apprentices, as well as those who have completed apprenticeships in existing, emerging and priority industry sectors will be eligible for these new credits. The two-year initiative will also seek to encourage these apprentices to continue their educational journey in community colleges – from pre-apprenticeship in enhanced noncredit programs earning a certificate, to credit programs offering associate degrees and the new community college baccalaureate degree in career technical education or applied learning.

We have 24 colleges that are participating in this program. We're putting roughly 2.5 million dollars of economic and workforce development program funding towards this effort. So, this is outside of the normal sources of funding to apprenticeship programs from the Chancellor's office. Those colleges are supporting 10 industry sectors.

Apprenticeship Pathway Demonstration Project

- \$2.5 Million
 - Bio Tech
 - Building and Construction
 - Education and Social Services
 - Energy and Utilities
 - Healthcare
 - IT
 - Manufacturing
 - Transportation and Logistics

Questions and Comments were given.

V. CAC STANDING COMMITTEES REPORT

- a. CAC/CCA Liaison Committee – Report from February 7, 2024– CCA Chairperson Larry Hopkins

The meeting convened yesterday. A roll call was taken and then the audience joined in a pledge of allegiance. Initially there was a motion to approve the previous minutes. That motion was approved.

Treasury report was given. Motion was made and seconded to approve the Treasurer Report. The motion passed. Reported on Sponsors.

Hopkins said we are looking for sponsors. You can go to the website at www.cac-cca.org. There is a need for sponsorship for the conference and the pre-conference golf course.

Simonich spoke on the golf networking event. The check in is at 10 a.m. on April 30, 2024. There will be a barbeque at 11 a.m. and shotgun scramble at noon. The cost is \$150. Simonich provided a flyer. He stated that they have 20+ golfers registered for the networking event. All of the speakers have been booked for the breakout sessions. Encouraging local businesses to at minimum sponsor teas or greens that are \$150 for each, and they would have an advertisement sign.

After some discussion with Deputy Chief Adele Burns have been speaking about the IACA involvement at this event. So, they have come up with 6 sessions that they would like to do at the conference, and we will be providing a room for them to host 6 consecutive sessions.

Hotel cut of date is April 1, 2024. We have a minimum block of 510 room nights. We're right now 427 room nights those room nights will fill up quickly. The last day to registration for the conference to receive a conference shirt would be April 1, 2024. You can register after that date but won't be able to receive a conference shirt.

CCA has over 120 confirmed attendees. The confirm sessions for the CCA right now are opioid/fentanyl crisis, suicide awareness, navigating the grant process for compliance.

The Hall of Fame evening event is 6 Pm. To 11 Pm. It is recommended that no one wears heels due to safety concerns on the ship. DAS Esther Gamberutti has assisted in the catering planning/services with the conference which are so thankful for all of her help.

- b. Public Relations & Publicity Committee- Report from February 7, 2024 – Chairperson Mark Burri

Chair Mark Burris stated that the meeting was called to order there was a motion. Second and carried to approve the previous minutes. Discussion regarding newsletters and publications. We reviewed two CAC Hall of Fame Applications. One was for the late Senator Joseph B. Montoya. The second was for Douglas Sawyer, was nominated by the Associated Builders and Contractors Southern California Merit Training Trust. He was a champion for the apprenticeship community for over 25 years instrumental in Shaping Associated Builders and Contractors. Southern California Chapter, from its inception of having an apprenticeship program.

A motion and a second for the approval for both applicants. A roll call vote was taken to approve both nominations for the Hall of Fame.

Requested content for future stories. We welcome the public's input on the Newsletter, encouraged subscribing to the Newsletter online and reviewing the website and providing us with suggestions for additions or improvements to the website and Newsletter. There were no items of interest.

- c. Related Supplemental Instruction Committee– Report from February 7, 2024 – Chairperson Jack Buckhorn

Jack stated that the meeting was called to order there was a motion. Second and carry to approve the previous minutes. We were tasked with reviewing and continuing with the updating of the California Apprenticeship Council policy on Common Administrative Practices and Treatment of Cost and related RSI.

Buckhorn stated that this committee had a lot of discussion on the best practice doc and have drafted a best practice document provided by the chancellor's office to review. He thanked Sean Mccobb for his assistance with this document. It was stated that they have completed up to page 10 of this document and at the next meeting will continue on page 11. We extended the meeting 15 mins, which a motion was made seconded and approved for us to do this. The document will be drafted and posted on the DAS website. We are going to have more feedback and go through the document to make this document better. So, this item will be continued at our next meeting. It was also noted that the subcommittees will not be meeting in the second quarter due to the CCA.

- d. Legislation Committee – Report from February 7, 2024– Chairperson Yvonne de la Pena

The meeting was called to order. Quorum was met and minutes were approved. Yvonne de la Pena provided two hand-outs (CAC Legislative Bills of Interest, and Overview of JAC Proposed Budget). de la Pena

went through the two documents, and we talked about the protected deficit for the state budget of 37.9 billion dollars and then how there is going to be a bunch of deferrals and other ways that the governors trying to make the budget balanced and so programs that will be affected by some of the delays and reductions. Health care workforce investments, high road training partnerships, apprenticeship innovation funds, the California Youth apprenticeship program and the EMT training funds. So those will be affected in the process. But with that the good news was the Governor still proposed to maintain the apprenticeship funding line items in to schedule 2 and 3 for the community colleges and the K-12 system. It also included a COLA making the rate, the proposed rate \$10.05 per hour. So, we will be keeping an eye on that.

After we discussed the budget, we went on to legislate a bill and basically had everything that was chapter and sign outlines so that folks could take a look at that. Those are the bills we've been on for the past couple of years. Very few new bills other than the Budget bills. And then I asked the public for any additional bills to follow.

They went through a series of bills around apprenticeship, public works, prevailing wage, education, and workforce. The bills being tracked were AB 102, AB 338, AB 372, AB 377, AB 694, AB 735, AB 800, AB 1370, AB 1967, SB 332, SB 467, SB 740, and SB 822. Chairperson de la Pena allowed for public questions and comments on her report.

Questions and Comments were taken from the apprenticeship community.

e. Equal Opportunity in Apprenticeship Committee – Report February 7, 2024 – Chairperson Sheri Learmonth

Commissioner Learmonth stated that the meeting was called to order there was a motion, second and carried to approve the previous minutes.

Our presentation was by Vanessa Soto presented a slideshow, an Update on the Erica Grant recipients from 9/1/23 through 12/31/23.

Chandra McElroy bravely spoke about the unfair treatment of women and underserved populations by the Elevator Construction Union. looking for answers on how the CAC could hold them accountable. At this time, we explained to her that it was not an issue for the CAC. And directed her to file with the department of Fair Employment and housing which is now known as California Civil Rights Department.

Meg Vasey stated that the CAC has responsibility and could do audit programs under Ab 2358. Deputy Chief Burnes stated that we need to some follow up on this issue.

So this meeting led to some robust conversation from the apprenticeship community and commissioner Learmonth will be working with Adele

Burns and Katie Hagen to come up with an understanding of what the CAC can do about these types of complaints in the future.

Meg stated consideration of next acts. She stated that safeguarding the welfare of our apprentices is the core purpose of our apprenticeship system as referenced in the 1937 Fitzgerald Apprenticeship Act, which states the system shall formulate and promote furtherance of labor standards necessary to safeguard the welfare of our apprentices.

Meg referenced this history and this sad effect death of Audi Hicks, so that we can reaffirm our obligations as well to eliminate harassment and discrimination in the apprenticeship system for the welfare of all of our apprentices, and Meg asked for a moment of silence in memory of Audi Hicks.

Commissioner Sheri Learmonth made note that it is Black History Month and also Women in Construction Week (WIC Week) is celebrated from March 3 to 9, 2024. This annual event recognizes and promotes the significant role of women in the construction industry.

- f. Standards, Rules, Regulations & Operating Procedures Committee – Report from February 7, 2024- Chairperson Frank Quintero

The meeting was called to order. Reviewed and approved the previous minutes.

Under old business. We covered 230.1 DAS Deputy Chief Glen Forman presented the findings. Unanimous decision to move this item to the full Council and the Council voted on this today.

then under new business, we covered, the governance policy. a lot of discussion leading to another unanimous vote to move it to the full council.

- g. Forums Committee, Report from February 7, 2024-Chairperson Chair Paul Von Berg

Did not have a meeting.

- h. **FGT/REPORT OF ADMINISTRATIVE AND COOPERATING AGENCIES**

- i. Division of Labor Standards Enforcement (DLSE) Public Works Unit

Nothing to Report.

- j. U.S. Department of Labor Employment and Training Administration
Office of Apprenticeship (USDOL/ETA/OA) Douglas Howell, California
State Director

- Publication of Notice of Proposed Rulemaking

On January 17th, the Office of the Federal Register published a Notice of Proposed Rulemaking (NPRM) from the Department of Labor, titled "National Apprenticeship System Enhancements" (Regulatory Identifier Number 1205-AC13) in the Federal Register. The proposed rule would update the regulations at 29 CFR part 29 addressing labor standards of apprenticeship and the governance of the National Apprenticeship System. The NPRM also proposes to make technical and conforming adjustments to the current text of the 29 CFR part 30 (governing equal employment opportunity in apprenticeships) as appropriate. The publication of the NPRM marks the beginning of a 60-day public comment period; to submit formal comments, visit www.regulations.gov or click "Submit a formal comment" at the Federal Register. Comments close on March 18, 2024.

- Youth Apprenticeship Week

Building off the success of National Apprenticeship Week, Youth Apprenticeship Week (YAW) is a nationwide celebration that highlights the benefits and value of registered apprenticeship programs (RAP) for youth, ages 16–24. YAW is an opportunity for apprenticeship stakeholders and others to host events across the country to bring awareness of life-changing RAP career opportunities for youth that create a sustainable pipeline of skilled and diverse talent for the jobs of today and tomorrow for critical industries. YAW is May 5-11, 2024.

- Apprentice Trailblazer Awardees

Congratulations to the first cohort of youth apprentices and recent apprenticeship graduates chosen to serve as Apprentice Trailblazers. Apprentice Trailblazers, along with their Registered Apprenticeship sponsors, will work cooperatively with the Office of Apprenticeship and 303 Apprenticeship Ambassadors to help diversify and expand Registered Apprenticeship. View the Agency's press release and check to see if you know one of our 57 Trailblazers. We look forward to working with our local and state partners in showcasing these individuals.

- National Apprenticeship Week

The Office of Apprenticeship wishes to thank all of our state apprenticeship agencies, program sponsors, intermediaries, and all other apprenticeship stakeholders for celebrating a successful 9th Annual National Apprenticeship Week. The NAW 2023 Report is now available for download on apprenticeship.gov. We look forward to celebrating the 10th anniversary of National Apprenticeship Week in 2024. Save the date for November 18-24, 2024, and start planning your events now!

k. Tradeswomen Inc.

Nothing to Report.

l. Women in Non-Traditional Employment (W.I.N.T.E.R)

Nothing to Report.

Meg Vasey mention that winter has just appointed a new executive director and that's Carlos Torres, and information about his background is on their website. She stated that she looks forward in the future to the reports to this body.

m. California Association for the Advancement of Apprenticeship Training (CAAAT) Tracey Barrett, President

Associated Builders and Contractors – San Diego Chapter (ABC San Diego)

ABCSD hosted its 23rd Annual Local Craft Championships in November. We are proud of our three local winners in the trades of electrical, plumbing and sheet metal! The first place winners will represent ABC San Diego and compete with other champions from across the United States at the 2024 ABC National Craft Championships being held in Florida this March.

- This spring ABCSD will be participating in career fairs at San Dieguito Union High School, Orange Glen High School, Mission Hills High School, and Abraxas High School. We are also scheduled to deliver a presentation of our apprenticeship programs at the Home Builders Institute - Job Corps Training Center.
- We continue to host program presentations and tours at our training facility to help educate others about ABCSD's apprenticeship programs and the construction industry.

Associated Builders and Contractors – Southern California Chapter (ABC SoCal)

- This year marks our Chapters, 50th Anniversary. We will be hosting different events throughout the year to celebrate 50 years.
 - Mike Mitchell was appointed by our Board of Directors as President/CEO.
- September 25 – November 17, 2023 ABC of Southern California's Student Advisory Food Donation Drive has come to an end. Thank you to the students and members who donated this year. Anaheim's donations went to the Orange County Rescue Mission. The San Fernando office donations went to Hope of the Valley and Riverside donations went to Feeding America Riverside. Last year, the Winner was Anaheim for the most donations raised. This year it goes to the San

Fernando office! We look forward to another very successful food drive in 2024!

California American Fire Sprinkler Association (CAFSA)

- CAFSA's first student of the semester program was selected and implemented.
- CAFSA's first Student Advisory Committee was established and held their first meeting on November 14, 2023.
- CAFSA will be participating in Orestimba's High School – Construction and Industry Career Fair in November.
- CAFSA will be participating in the American Fire Sprinkler Association Sacramento Valley Trade Show in March.
- CAFSA hosted American Fire Sprinkler Associations National's President Bob Caputo. Mr. Caputo visited all CAFSA facilities and spoke to students in their last year of classroom training.

n. California Apprenticeship Coordinators Association (CACCA) Lupe Corral, President

Mike Peterson with the Iron Workers who is also the recording Secretary for California Apprenticeship Coordinators Association gave a report. They met February 5, 2024.

A written report was given.

- Sheri Learmonth opened the floor for any questions or comments from the apprenticeship community.

Greg Hardeman, business representative and current Secretary for the International Union of Elevator Constructors (IUEC) Local 8 and the JATC local Chair. It is unfortunate to hear some of those public comments that were made yesterday, and I want to just let everyone in this community know that our local is committed to ensuring the safeguards of all our apprentices.

We're proud to offer the ERICA Grant for our apprentices. We have a partner with CTWI and the San Francisco building trades. We're also proud partners with tradeswomen. We have a WANT too sign with them, and we would also like to acknowledge that our leadership in the last 3 years has changed from what's been going on in the past and issues that have happened. Those people are no longer in office at our local.

And the JATC does have our first woman in a position that started in 2021, and every single female new hire is put in contact with her. And she does regularly, monthly and weekly check-in to see how they are doing. So we have made lots of changes and strides, and we're committed to work with the CAC and any recommendations you have we're open to any kind of audit, because I think our numbers might be different then what was stated here and put that on record.

Sheri Learmonth thanked him for coming forward.

VI. ADJOURNMENT

Meeting Adjourned at 10:53 a.m.