

CALIFORNIA APPRENTICESHIP COUNCIL
(May 20, 2004)

TEXT OF PROPOSED REGULATIONS

A. Proposed 8 C.C.R. § 212.5:

Text: Based on current labor market conditions, a special circumstance exists that justifies the approval of new programs, provided that such programs meet the requirements of Regulations 212 and 212.2. The Council shall review this determination at its second quarterly meeting in 2006 and every two years thereafter.

Authority Labor Code section 3071.

Reference Labor Code section 3075.

B. Proposed 8 C.C.R. § 230.2(d):

Text Training fund contribution paid to the CAC and deposited by the last day of a fiscal year into the Apprenticeship Training Contribution Fund shall be distributed in accordance with this subdivision within 90 days of the end of that fiscal year. Only apprenticeship programs that have had approval under Labor Code section 2075 for the entire fiscal year and are in existence at the time of the distribution of funds shall be entitled to receive a share of the distributed contributions. Contributions shall be distributed as follows: (i) payment shall first be made to the Division of Apprenticeship Standards for its budgeted expenses to administer this subdivision in the fiscal year in which the distribution is made; (ii) where there is only one applicable apprenticeship program in the same occupation for which contributions were made whose geographic area of operation as defined in 8 C.C.R. section 205(n) includes the county in which the work was performed, those contributions will be distributed to that program less the pro rata share of expenses paid by DAS; and (iii) where there are two or more applicable apprenticeship programs in the same occupation for which contributions were made whose geographic area of operation as defined in 8 C.C.R. section 205(n) includes the county in which the work was performed, those contributions will be distributed to each such program in proportion to the total number of registered apprentices that DAS has recorded in that program on June 30 of the fiscal year for which contributions were received less the pro rata share of expenses paid by DAS. "Pro rata share of expenses" means the share of DAS expenses that bears the same ratio to the contributions to be distributed as the total DAS expenses bear to the total contributions received in the fiscal year.

Authority: Labor Code section 1777.7

Reference Sections 1770, 1773, 1773.1, ~~and 1777.5,~~ and 1777.7 Labor Code.