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STANDARDS, RULES, REGULATIONS & OPERATING PROCEDURES COMMITTEE MEETING

MINUTES

Thursday – January 20, 2011 9:30 A.M.

I. Call To Order/ Roll Call

CAC Chairperson Aram Hodess called the meeting to order at 9:30 a.m.

Members present: Aram Hodess, Les DenHerder, Julia Dozier, Donna Bechthold, Neil Struthers, Pat McGinn, Anne Quick, and Glen Forman, Jack Buckhorn, Wayne Lindholm and Carl Goff. There was a quorum.

II. Review/Approval of the minutes of October 28, 2010

- It was m/s/c to approve the October 28, 2010 minutes.

III. New Business

- Changes in Administration and Regulations

Concern was expressed about the extremely high level of unemployment among indentured apprentices in the state due to the recession. It was noted that the recession is also increasing the level of retirements among highly experienced journeymen. It is imperative that CAC consider ways to encourage increased apprentice employment. There followed a discussion that included:

- Possible reassignment by DAS of consultant workloads to allow for more jobsite visits.
- Need for more active education about the benefits and obligations to employ apprentices and, when necessary, enforcement by DAS.
- Creation by DAS of a Public Works database on a county by county basis. Acting Chief Glen Forman noted that awarding bodies, by law, are obligated to forward DAS their contract award information. It was suggested that DAS send a notice to all awarding bodies in the State (DIR already has the agency database) reminding them of their obligation to submit a DAS-13 for each public works project they contract. It was also suggested that DAS provide a method by which awarding bodies could submit the DAS-13's electronically and that the DAS-13's would be filed on a county-by-county basis making it easier for Consultants to schedule public works site visits.

- While there is interaction between DLSE and DAS as it relates to investigations of particular employers. DAS and not DLSE is responsible for enforcement of Apprenticeship laws.
- Training Fund Contributions
 - Mark Gonzales suggested that training funds from CAC be electronically transferred to the training programs.

IV. Old Business

- Status of the apprentice ratio waiver for the labor program

Acting Chief Glen Forman reported that there are four industry wide exemptions currently posted on the DAS website. In the Labor Code 1777.5 there are three types of exemptions:

- Industry
- Exemptions given to committees to give to their participants
- Individual employers

Mr. Forman stated that there is confusion as to whether the four current program exemptions are committee or industry-wide exemptions. They are, in fact, industry exemptions. In order to avoid further confusion Mr. Forman will revoke all four of those industry wide exemptions; Operating Engineers North, Operating Engineers South, Laborers North and Laborers South, effective the first week of March. This will coincide with the new wage determination posting on the DAS website. He will provide instructions to the parties should they decide to reapply for an exemption.

- Rule Making Hearing Report – Proposed CAC regulations
 - Acting Chief Forman stated that very few comments were received at the January Rule Making hearings on revised apprentice dispatch rules and is waiting for review from Deputy Attorney General, Lucy Wang.

V. Adjournment

- There was no further business. Chairman Hodess adjourned the meeting at 10:30 A.M.

Respectfully submitted,

Aram Hodess