

CALIFORNIA APPRENTICESHIP COUNCIL

1515 Clay Street, Suite 1902
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ADDRESS REPLY TO:
California Apprenticeship Council
P. O. Box 420603
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**STANDARDS, RULES, REGULATIONS & OPERATING
PROCEDURES COMMITTEE**

Minutes

Wednesday, May 3, 2023

Chairperson Frank Quintero

I. Call to Order/Roll Call

Meeting was called to order at 3pm.

Present: Frank Quintero, Larry Hopkins, Louis Ontiveros, Jack Buckhorn,

Yvonne de la Pena, Sheri Learmonth, Jason Rafter, and DAS Chief Eric Rood

Absent: Chip Martin, Richard Harris, Mark Burri, Paul Von Berg and Chris

Christophersen

A Quorum was met.

II. Review/Approve Previous Minutes.

A motion and a second for approval of the February 1, 2023 meeting minutes. All

approved. The motion carried.

III. Old Business

- Suggested Changes to previous rulemaking for 230.1

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We got the rule making packages. We had 2 that that have been working its way for approval with the labor worker for Development Agency, the AB2358 packet was actually signed off on

there was some recommendations from labor agency for this group to review their suggestions and to come back with language. As we move forward on a 230.1 package.

AB 2358 The regulations are actually noticed on the office of administrative law website last Friday of last month and right now we're in the comment period. We have the hearings in June.

It's also posted on our DAS website.

The members of the apprenticeship community and the committee reviewed the proposed text of regulations to the 230.1. Employment of Apprentices on Public Works. These information was also provided on the DAS website.

https://www.dir.ca.gov/das/DAS_MeetingAgenda/2023/May/TextofChanges230.1.pdf

The Council has recommended us to make changes.

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and They're requesting that that we actually make some changes to our regulatory package here. So once that's this is approved by the CAC. We will resubmit the package back up to Labor Agency and then fast track it.

DAS Chief Rood stated that he has met with Chris Conte, who is now working for the Secretary of the California Labor & Workforce Development Agency, Stewart Knox. After speaking with him I realized that apparently all regulatory packages that are coming through LWDA now the Governor's office is looking at them, and so there's one more step now.

So now the governor's offices has to sign off on it then it goes back to Labor Agency, then the department and then back down to the body.

The text that is being asked to be amended is.

All requests for dispatch must be made without conditions circumventing the intent of Labor Code Section 1777.5.

The suggested amendment is :

“All requests for dispatch must be made without conditions circumventing the employer’s obligation in Labor Code Section 1777.5 subdivision (b)(2) to pay for preemployment testing, training, examination and other mandatory preemployment processes.”

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We can adopt the expanded language to the original text, or they give an option of alternate language which would be non-mandatory. It really wasn't explained the benefit of a non-mandatory language.

General discussion from the apprenticeship community regarding the suggested changes.

A motion was made that we accept the recommended mandatory language that was suggested by the Labor. There was a second for approval. All approved. The motion carried.

- CAC Operating Procedure/Governance Policy Discussion

DAS Chief Rood stated that Director Katie Hagan, last year, assigned Kumani Armstrong, one of our attorneys, to take a look at how all of the Department of Industrial Relations Commission's board panels operates. I have received some initial suggestions from Kumani. Chief Rood stated that he is just in the process of reviewing. He stated that he will make sure that we get the suggestions posted on our website. I think this could be and that this could be good discussion for our

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next meeting and to take a look at what their recommendations are as we move forward.

IV. New Business

No new business.

V. Adjournment

Adjourned at 3:31 pm.