

CALIFORNIA APPRENTICESHIP COUNCIL

Text of Modified Regulations

The California Apprenticeship Council has illustrated changes to the original text in the following manner: regulation language originally proposed is underlined; deletions from the language originally proposed are shown in strikeout using a"-"; and additions to the language originally proposed are double-underlined.

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.~~

Under Labor Code section 3075(c), "special circumstances" exist that justify establishment of an apprenticeship program if the requirements of Labor Code section 3075(a) and 8 C.C.R. 212 and 212.2 have otherwise been met; and either:

1. the existing approved programs serving the same craft or trade and the same geographic area in which the program intends to operate have, within the last 24 months, failed to replace at least one-thirtieth of the journeymen in the craft or trade and geographic area annually through apprenticeship training; or
2. during the twelve-month period prior to application for approval, unemployment in the craft or trade and geographic area in which the program intends to operate is less than 3%.

Programs requesting approval under this section must be approved in the first instance by the California Apprenticeship Council as required by Labor Code section 3075(c), followed by approval of Chief, DAS under the procedures set forth in 8 C.C.R. 212.2.

Authority Labor Code section 3071.
Reference Labor Code section 3075.