



March 1, 2011

Changes apprenticeship license for final term apprentices

Opportunity for public input:

Those who would like to provide testimony may submit written comments to the contact below. The last day to submit written comments is 5:00 p.m. March 22, 2011.

Purpose of the rule:

This proposed rule implements House Bill 3652 (2010) regarding the minimum number of training hours required for a final term apprentice, in a 6,000 hour apprenticeship, must have prior to working without direct supervision.

This proposed rule is scheduled to become effective April 1, 2011.

Citation:

Amend: 918-282-0270

History:

Prior to HB 3652, an apprentice had to obtain at least 6,500 hours of training prior to being able to perform on-the-job work without direct supervision – “work alone.” A typical apprenticeship requires a total of 8,000 before a journeyman license can be issued. Subsequent legislation created a 6,000 hour apprenticeship program. However, no changes were made to the minimum number of hours needed in order to “work alone.” House Bill 3652 allows an apprentice electrician, if they achieve the required 6,000 hours of apprenticeship training to “work-alone.”

Contact:

If you have questions or need further information, please contact Chief Electrical Inspector Dennis Clements at 503-378-4459, or dennis.l.clements@state.or.us .



Secretary of State
NOTICE OF PROPOSED RULEMAKING*
A Statement of Need and Fiscal Impact accompanies this form.

Department of Consumer and Business Services, Building Codes Division	918	
Agency and Division	Administrative Rules Chapter Number	
Stephanie Snyder	PO Box 14470, Salem, OR 97309	(503) 373-7438
Rules Coordinator	Address	Telephone

RULE CAPTION

Revises hours requirement for indirect supervision apprentice license

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing

ADOPT:

AMEND: OAR 918-282-0270

REPEAL:

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: ORS 479.730

Other Auth.: ORS 660.126 & 2010 Oregon Laws, Chapter 15

Stats. Implemented: ORS 479.730

RULE SUMMARY

Chapter 15, Section 1, 2010 Oregon Laws amended ORS 660.126 to allow electrical apprentices enrolled in a 6,000 hour program and who had completed 5,000 hours, to work under indirect supervision. OAR 918-282-0270 is being amended to be consistent with this statutory change.

The agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

March 22, 2011 at 5 p.m.

Last Day for Public Comment (Last day to submit written comments to the Rules Coordinator)

	Patrick Allen	
Signature	Printed name	Date

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT

A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Department of Consumer and Business Services, Building Codes Division

918

Agency and Division

Administrative Rules Chapter Number

Revises hours requirement for indirect supervision apprentice license

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of: Amending 918-282-0270

Statutory Authority: ORS 479.730

Other Authority: ORS 660.126 & 2010 Oregon Laws, Chapter 15

Stats. Implemented: ORS 479.730

Need for the Rule(s):

Chapter 15, Section 1, 2010 Oregon Laws amended ORS 660.126 to allow electrical apprentices enrolled in a 6,000 hour program and who had completed 5,000 hours to work under indirect supervision. OAR 918-282-0270 is being amended to be consistent with this statutory change.

Documents Relied Upon, and where they are available: Copies of ORS 660.126 are available online at www.Oregon.gov, from the Bureau of Labor and Industries located at 800 NE Oregon St., Suite 1045, Portland 97232, or the Department of Consumer and Business Services, Building Codes Division, 1535 Edgewater Street NW, Salem, OR 97309.

Fiscal and Economic Impact: There is no identified fiscal impact to government, and minimal cost savings on installations that are made by apprentices who can work under indirect supervision.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)): none identified
2. Cost of compliance effect on small business (ORS 183.336):
 - a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule: There are 2063 electrical contractors who could employ an apprentice subject to this rule. The division is unable to determine how many of the electrical contractors subject to this rule are small businesses.
 - b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services: There will not be any changes to existing recordkeeping requirements for apprentices.
 - c. Equipment, supplies, labor and increased administration required for compliance: There will not be any equipment, supplies, labor and increased administration required for compliance.

How were small businesses involved in the development of this rule? They were not involved.

Administrative Rule Advisory Committee consulted?: No

If not, why?: Because this rule amendment implements a statute change.

Patrick Allen

Signature

Printed name

Date

**ELECTRICAL AND ELEVATOR LICENSING
INDIRECT SUPERVISION HOURS REVISION**

DRAFT RULE

918-282-0270

Apprentices

(1) An apprentice:

(a) Shall meet the following minimum requirements:

(A) General journeyman, Class A limited energy technician and Class B limited energy technician:

(i) Be 17 years of age to apply, 18 years of age to indenture;

(ii) Have a high school diploma, GED, or international equivalency; and

(iii) Have one-year high school algebra, integrated math 2 or its equivalent, with a grade of "C" or better, or equivalent community college mathematics placement test results.

(B) Limited journeyman manufacturing plant, limited maintenance, limited journeyman sign, limited journeyman stage and limited renewable energy technician:

(i) Be 17 years of age to apply, 18 years of age to indenture;

(ii) Have a high school diploma, GED or international equivalency; and

(iii) Have one-year high school mathematics with a passing grade, or equivalent community college mathematics placement test results;

(C) Limited residential:

(i) Be 17 years of age to apply, 18 years of age to indenture;

(ii) Have a high school diploma, GED, or international equivalency; and

(iii) Have one-year high school algebra, integrated math 2 or its equivalent, with a grade of "C" or better, or one-year high school math and completion of an algebra course as part of an approved apprenticeship program, with a grade of "C" or better, or equivalent community college mathematics placement test results.

(b) Shall be licensed;

(c) Assists a journeyman, general supervising electrician, limited renewable energy technician or limited residential electrician on the same job site and the same shift in performing electrical work authorized in the trade, or branch of the trade, in which the licensee is indentured; and

(d) Is not authorized to perform electrical work under a person holding a letter of authority card issued to State of Oregon employees.

**ELECTRICAL AND ELEVATOR LICENSING
INDIRECT SUPERVISION HOURS REVISION**

DRAFT RULE

(2) Apprentice licenses:

(a) Shall be issued to individuals enrolled in formal electrical apprenticeship programs recognized by the board and the Oregon Bureau of Labor and Industries under ORS Chapter 660; and

(b) May be issued to trainees enrolled in individually approved, employer-sponsored training programs leading to the limited journeyman license in OAR 918-282-0190.

Individuals enrolled in these programs may be issued an electrical apprentice license only if the employer's program is approved by the board.

(3) Notwithstanding subsection (1)(c) of this rule;

(a) a final term apprentice in an 8,000 hour apprenticeship program with at least 6,500 hours of on-the-job training may work under indirect supervision at the discretion of the responsible supervisor on projects not exceeding eight hours duration and limited to 300 volts phase to phase or phase to ground; ~~or,~~

(b) a final term apprentice in a 6,000 hour apprenticeship program with at least 5,000 hours of on-the-job training may work under indirect supervision at the discretion of the responsible supervisor on projects not exceeding eight hours duration that are otherwise within the scope of the apprentice's license.

Stat. Auth.: ORS 479.730

Stats. Implemented: ORS 479.730

Hist.: DC 15-1987, f. & ef. 5-15-87; Renumbered from 814-022-0980; BCD 19-1996, f. 9-17-96, cert. ef. 10-1-96; Renumbered from 918-320-0190; BCD 23-2000, f. 9-29-00, cert. ef. 10-1-00; BCD 23-2001(Temp), f. 12-28-01, cert. ef. 1-1-02 thru 6-29-02; BCD 9-2002, f. 3-29-02, cert. ef. 4-1-02; BCD 23-2002, f. 9-13-02 cert. ef. 10-1-02; BCD 2-2008, f. 2-21-08, cert. ef. 4-1-08