

STATE OF NEVADA

STEVE SISOLAK
GOVERNOR

TERRY REYNOLDS
DIRECTOR

SHANNON M. CHAMBERS
LABOR COMMISSIONER

RICHARD J. WILLIAMS
STATE APPRENTICESHIP DIRECTOR



OFFICE OF THE LABOR COMMISSIONER
3300 WEST SAHARA AVENUE, SUITE 225
LAS VEGAS, NV 89102
PHONE 702-486-2650
FAX 702-486-2660

OFFICE OF THE LABOR COMMISSIONER
1818 COLLEGE PARKWAY, SUITE 102
CARSON CITY, NV 89706
PHONE 775-684-1890
FAX 775-687-6409

Department of Business & Industry
OFFICE OF THE LABOR COMMISSIONER
NEVADA STATE APPRENTICESHIP COUNCIL
www.labor.nv.gov

April 22, 2022

Mr. James Anderson
Stationary Engineers Local 39 JATC
390 Kirman Avenue
Reno, NV 89602
janderson@local39.org

Dear Mr. Anderson:

Assembly Bill (AB) 459, effective July 1, 2021, and passed during the 81st Regular Session of the Nevada Legislature (2021), amends certain provisions of Nevada Revised Statutes (NRS) section 610 and transfers the responsibility and accountability for the Nevada State Apprenticeship Council (NSAC), State Apprenticeship Director, and registered apprenticeship programs in the State of Nevada to the Office of the Labor Commissioner (OLC). Section 10.5 of AB 459 states: 1. The Office of the Labor Commissioner shall act as the State Apprenticeship Agency as defined in 29 C.F.R. § 29.2 and has responsibility and accountability for apprenticeship in this State. Nevada Administrative Code (NAC) section 610 sets forth additional regulations for the NSAC, State Apprenticeship Director, and registered apprenticeship programs.

While conducting a review of Nevada's registered apprenticeship programs now under the oversight of the OLC, we have found that your program, Stationary Engineers Local 39 JATC – NV002830001, currently shows zero registered apprentices. This is a potential violation of NAC section 610.365. The NSAC has authority to cancel an approved program and/or an occupation within an approved program if the requirements of NAC section 610.365 are not met. Please see NAC section 610.365 below.

NAC 610.365 Cancellation of approved program or occupation within approved program. (NRS 610.090, 610.095)

1. *After serving notice of its intent as set forth in subsection 2, the Council may cancel an approved program or an occupation within an approved program, if the program has not indentured an apprentice within the immediately preceding year.*

2. *Not less than 30 days before the Council cancels an approved program or occupation within an approved program pursuant to subsection 1, the Council will serve notice of its intended action by certified mail to the last known address of the sponsor of the approved program.*

(Added to NAC by Apprenticeship Council by R142-01, eff. 12-17-2001)

Mr. James Anderson, Stationary Engineers Local 39 JATC
April 22, 2022
Page Two

Your program's compliance with NAC section 610.365 is scheduled to be heard at the May 26, 2022, NSAC meeting, for information/discussion and for possible action. Agenda details will follow and be posted at www.labor.nv.gov under the NSAC tab.

You can voluntarily cancel your program by submitting a written request to cancel your program before **MAY 13, 2022**.

The written request for cancellation can be sent to the email nevadasac@labor.nv.gov and/or mailed to:

Nevada State Apprenticeship Council
Richard Williams, State Apprenticeship Director
3300 W. Sahara Avenue, Suite 225
Las Vegas, NV 89102

Sincerely,

A handwritten signature in cursive script that reads "Richard J. Williams".

Richard Williams
Nevada State Apprenticeship Director

/ew

STATE OF NEVADA

STEVE SISOLAK
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TERRY REYNOLDS
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www.labor.nv.gov

April 22, 2022

Ms. Casey Williams
ADT Commercial
8880 Esters Blvd.
Irving, TX 75063
caseywilliams@adt.com

Dear Ms. Williams:

Assembly Bill (AB) 459, effective July 1, 2021, and passed during the 81st Regular Session of the Nevada Legislature (2021), amends certain provisions of Nevada Revised Statutes (NRS) section 610 and transfers the responsibility and accountability for the Nevada State Apprenticeship Council (NSAC), State Apprenticeship Director, and registered apprenticeship programs in the State of Nevada to the Office of the Labor Commissioner (OLC). Section 10.5 of AB 459 states: 1. The Office of the Labor Commissioner shall act as the State Apprenticeship Agency as defined in 29 C.F.R. § 29.2 and has responsibility and accountability for apprenticeship in this State. Nevada Administrative Code (NAC) section 610 sets forth additional regulations for the NSAC, State Apprenticeship Director, and registered apprenticeship programs.

While conducting a review of Nevada's registered apprenticeship programs now under the oversight of the OLC, we have found that your program, ADT Commercial – 2021-NV-88116, currently shows zero registered apprentices. This is a potential violation of NAC section 610.365. The NSAC has authority to cancel an approved program and/or an occupation within an approved program if the requirements of NAC section 610.365 are not met. Please see NAC section 610.365 below.

NAC 610.365 Cancellation of approved program or occupation within approved program. (NRS 610.090, 610.095)

- 1. After serving notice of its intent as set forth in subsection 2, the Council may cancel an approved program or an occupation within an approved program, if the program has not indentured an apprentice within the immediately preceding year.*
- 2. Not less than 30 days before the Council cancels an approved program or occupation within an approved program pursuant to subsection 1, the Council will serve notice of its intended action by certified mail to the last known address of the sponsor of the approved program.*

(Added to NAC by Apprenticeship Council by R142-01, eff. 12-17-2001)

Ms. Casey Williams, ADT Commercial
April 22, 2022
Page Two

Your program's compliance with NAC section 610.365 is scheduled to be heard at the May 26, 2022, NSAC meeting, for information/discussion and for possible action. Agenda details will follow and be posted at www.labor.nv.gov under the NSAC tab.

You can voluntarily cancel your program by submitting a written request to cancel your program before **MAY 13, 2022**.

The written request for cancellation can be sent to the email nevadasac@labor.nv.gov and/or mailed to:

Nevada State Apprenticeship Council
Richard Williams, State Apprenticeship Director
3300 W. Sahara Avenue, Suite 225
Las Vegas, NV 89102

Sincerely,

Richard Williams
Nevada State Apprenticeship Director

/ew

STATE OF NEVADA

STEVE SISOLAK
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April 22, 2022

Ms. Gabriela Beavers
Titanium Metal Corporation (Timet)
181 North Water Street
Henderson, NV 89015
Gaby.beavers@timet.com

Dear Ms. Beavers:

Assembly Bill (AB) 459, effective July 1, 2021, and passed during the 81st Regular Session of the Nevada Legislature (2021), amends certain provisions of Nevada Revised Statutes (NRS) section 610 and transfers the responsibility and accountability for the Nevada State Apprenticeship Council (NSAC), State Apprenticeship Director, and registered apprenticeship programs in the State of Nevada to the Office of the Labor Commissioner (OLC). Section 10.5 of AB 459 states: 1. The Office of the Labor Commissioner shall act as the State Apprenticeship Agency as defined in 29 C.F.R. § 29.2 and has responsibility and accountability for apprenticeship in this State. Nevada Administrative Code (NAC) section 610 sets forth additional regulations for the NSAC, State Apprenticeship Director, and registered apprenticeship programs.

While conducting a review of Nevada's registered apprenticeship programs now under the oversight of the OLC, we have found that your program, Titanium Metal Corporation (Timet) and United Steelworkers Local 4856 - 2020-NV-75383, currently shows zero registered apprentices. This is a potential violation of NAC section 610.365. The NSAC has authority to cancel an approved program and/or an occupation within an approved program if the requirements of NAC section 610.365 are not met. Please see NAC section 610.365 below.

NAC 610.365 Cancellation of approved program or occupation within approved program. (NRS 610.090, 610.095)

- 1. After serving notice of its intent as set forth in subsection 2, the Council may cancel an approved program or an occupation within an approved program, if the program has not indentured an apprentice within the immediately preceding year.*
- 2. Not less than 30 days before the Council cancels an approved program or occupation within an approved program pursuant to subsection 1, the Council will serve notice of its intended action by certified mail to the last known address of the sponsor of the approved program.*

(Added to NAC by Apprenticeship Council by R142-01, eff. 12-17-2001)

Ms. Gabriela Beavers, Timet
April 22, 2022
Page Two

Your program's compliance with NAC section 610.365 is scheduled to be heard at the May 26, 2022, NSAC meeting, for information/discussion and for possible action. Agenda details will follow and be posted at www.labor.nv.gov under the NSAC tab.

You can voluntarily cancel your program by submitting a written request to cancel your program before **MAY 13, 2022**.

The written request for cancellation can be sent to the email nevadasac@labor.nv.gov and/or mailed to:

Nevada State Apprenticeship Council
Richard Williams, State Apprenticeship Director
3300 W. Sahara Avenue, Suite 225
Las Vegas, NV 89102

Sincerely,



Richard Williams
Nevada State Apprenticeship Director

/ew

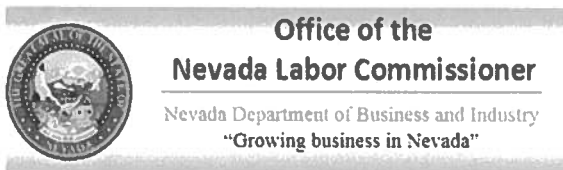
[REDACTED]

From: Richard Williams
Sent: Wednesday, May 4, 2022 8:38 AM
To: timet@timet.com
Cc: Eileen Woltz
Subject: 3rd request for response- FW: Status of your NV Registered Apprenticeship program

Hello,
See below.
As a 3rd attempt, I am following up on this again, our office has received no response. Please advise.

Thank you,

Richard Williams
State Apprenticeship Director-Nevada



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From: Richard Williams
Sent: Monday, March 28, 2022 11:20 AM
To: Gaby.beavers@timet.com
Cc: Eileen Woltz [REDACTED]
Subject: RE: Status of your NV Registered Apprenticeship program

Hi Gaby,
I'm following up on the email below from last month. Do you have an update?

Thank you,

Richard Williams
State Apprenticeship Director-Nevada



Office of the
Nevada Labor Commissioner

Nevada Department of Business and Industry
"Growing business in Nevada"

From: Richard Williams
Sent: Monday, February 28, 2022 9:27 AM
To: Gaby.beavers@timet.com
Cc: Eileen Woltz [REDACTED]
Subject: Status of your NV Registered Apprenticeship program

Hi Gaby,

I hope you are doing well and staying safe!

After a review of your Nevada Registered Apprentice program, our audit shows there are currently **zero** active apprentices in your program **Titanium Metal JATC #2020-NV-75383**. Our records also show there have never been any apprentices registered since the program was approved.

Please check your records and let me know if our findings are correct.

Also be advised, the program currently appears to be in violation of **Nevada Administrative Code (NAC) 610.365** (code provided below), and is tentatively scheduled to appear on the May 26, 2022 Nevada State Apprenticeship Council agenda and public meeting for discussion/possible action up to and including cancellation.

Please provide an update to our office on what the intentions of the program are ASAP.

You may also decide to voluntarily cancel the program. If so, please email a signed letter on company letterhead stating that and the effective date to nevadasac@labor.nv.gov

If this letter is provided, the company will not be required to attend the May 26th meeting described above.

I have also copied my assistant Eileen Woltz on this as well for any assistance you may need.

I look forward to hearing from you soon.

NAC 610.365 Cancellation of approved program or occupation within approved program. (NRS 610.090, 610.095)

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(Added to NAC by Apprenticeship Council by R142-01, eff. 12-17-2001)

Thank you,

Richard Williams
State Apprenticeship Director
Office of the Nevada Labor Commissioner

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]