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NEVADA STATE APPRENTICESHIP COUNCIL

MEETING MINUTES – May 25, 2023

Nevada State Apprenticeship Council (NSAC) members present: Chairman Archie Walden, Vice-Chairman Jeremy Newman, Ryan Bellows, Stacey Bostwick, Madison Burnett, Mike Kennedy, Thomas Pfundstein, Craig Statucki. NSAC members absent: Steve Ingersoll.

Also present: Toni Giddens, Corinna Pereira, Brett Harris, David Gardner.

1. Call to Order.

Chairman Walden called the meeting to order at 9:00 AM.

2. Roll Call and Quorum.

Per direction from Chairman Walden, State Apprenticeship Director Giddens took a roll call and confirmed the presence of a quorum.

3. Verification of Public Posting.

Director Giddens affirmed pursuant to Nevada Revised Statutes (NRS) Section 241.020, the Nevada Open Meeting Law, that the agenda and notice for the meeting were properly posted.

4. Public Comment.

Chairman Walden called for public comment.

- Mr. Nathan Ring on behalf of the California – Nevada Line JATC in opposition to Agenda Item 11, which is the program proposed by Pole Line Contractors, Inc. Will hold comments until the Agenda Item.
- Mr. Jimmy Skinner, Director of the California – Nevada Line JATC, to oppose Agenda Item 11, Pole Line Contractors, Inc. new program standards. Will hold comments until the Agenda Item.
- Mr. Kevin Christensen on behalf of the Electrical Joint Apprenticeship and Training Committee in opposition to Agenda Item 12, Northern Nevada Independent Electrical Contractors (IEC). Will hold comments until the Agenda Item.
- Mr. Alan Darney on behalf of the Northern Nevada Electrical Training Center regarding Agenda Item 12. Will hold comments until the Agenda Item.

Chairman Walden called for further public comment. Hearing nothing further, Chairman Walden closed the initial public comment period.

5. Approval of February 23, 2023 Minutes.

Chairman Walden called for any discussion. Hearing no further discussion, Chairman Walden made a motion to approve the February 23, 2023 meeting minutes as written. Council Member Madison Burnett seconded. The motion carried.

6. Revision of Program Standards and Occupations.

Chairman Walden asked for a representative from Plumbers Local 525 JATC. Mr. Dale Stubblefield, Training Director for Local 525, discussed updated standards with revisions including updating classes and instructors, as well as personnel changes to their committees. Chairman Walden asked for any questions and stated that OWINN needed to be changed to the Office of the Labor Commissioner on page 26. Mr. Stubblefield agreed to make the changes. Hearing no further questions Chairman Walden motioned for the approval of this agenda item. Council Member Burnett motioned, and Council Member Bellows seconded. The motion carried.

7. Revision of Program Standards and Occupations.

Chairman Walden asked for a representative from Plasterers & Cement Masons Local 797 JATC. Mr. Freddy Medina, Training Director for Local 797 JATC, discussed updating their standards from May of 2019. Changes include a general job description, along with identifying the essential functions of the job starting on Page 4. They have also added a geographical scope language to identify counties in Nevada that these standards are applicable to. They have also added a revision, going from accepting applications daily throughout the year to conducting open enrollment as needed as well as adding an establishment of pre-apprentice of the Local 797 program, which will allow signatory employers to employ potential apprentices up to a maximum of 300 hours. Chairman Walden asked for any questions, Council Member Burnett asked about Notice of Registration on page 19, noting that it stated 45 days. State Apprenticeship Director Giddens noted that it should be 10 days. Mr. Medina agreed to make the changes. Chairman Walden also stated that he did not see a 5910 form and asked that it be submitted as well. Hearing no further questions Chairman Walden motioned for the approval of this agenda item. Council Member Burnett motioned, and Council Member Newman seconded. The motion carried.

8. Revision of Program Standards and Occupations.

Chairman Walden asked for a representative from California-Nevada Line JATC. Mr. Jimmy Skinner, Executive Director for the California-Nevada Line JATC, discussed updating their standards including wage changes to match current wages within the work area as well as adjusting requirements for applicant standards regarding algebra and an aptitude test per their Trustees' guidance. They have also changed the length of time applicants will remain on the active list from one year to two years to be aligned with the proper procedures. Council Member Newman abstained from this item as he is a part of this program. Chairman Walden asked for any questions, hearing no further questions Chairman Walden motioned for the approval of this agenda item. Council Member Burnett motioned, and Council Member Bellows seconded. The motion carried.

9. Revision of Program Standards and Occupations.

Chairman Walden asked for a representative from Nevada Teamsters 631 Convention Training. Ms. Crystal Slaughter, Training Coordinator for the Nevada Teamsters 631 Convention Training, discussed updating their standards including address and registration agency changes. They also changed the age requirement from 18 years to 17 ½ years at time of application and 18 to sign apprentice agreement. Chairman Walden asked for any questions, hearing no further questions Chairman Walden motioned for the approval of this agenda item. Chairman Walden motioned, and Council Member Newman seconded. The motion carried.

10. Update on Program Status.

Chairman Walden asked for a representative IONnovate, LLC. Mr. Joshua Leavitt, CEO of IONnovate, presented an update on the status of this program. Mr. Leavitt stated they currently had one enrolled apprentice that started on March 6, 2023 and two additional candidates that have been offered apprenticeships, one who is expected to start next week. All three should be registered before the end of June 2023. Chairman Walden asked for questions from the council. Hearing no questions or discussion and with no motion necessary on this item, Chair Walden closed this item.

11. New Program Standards.

Chairman Walden called for a representative from Pole Line Contractors, Inc. Vice-Chair Newman noted he will abstain from this item as he is part of a similar program and in opposition. Chair Walden asked for those that wanted to speak on this item in Public Comment to come forward. Mr. Nate Ring on behalf of the California – Nevada Line JATC stated they were in opposition to the proposed program, as the program does not meet minimum standards within NRS and NAC and that there was no need for another program to train lineman under NRS 610.144 as amended by SB-247 as it would harm the market. Mr. Ring also stated that the minimum wage falls below the council standard of \$16.18 an hour as well as the apprentice ratio not meeting NAC 610 requirements. Mr. Skinner from California – Nevada Line JATC also spoke in opposition of the program as proposed and echoed Mr. Ring’s concerns. Chair Walden called for a representative of Pole Line Contractors, Inc. Mr. Tony Boyd with Safety Management International and Mr. Spencer Porter with Pole Line Contractors, Inc. were present. Mr. Boyd stated that the 5910 form was incorrect and the minimum starting wage is \$19.00 and that the curriculum used is the same as Nevada Energy. Chair Walden questioned the apprentice ratio, stating that NAC 610.438 requires a 3:1 ratio. Mr. Boyd stated that there will only be one apprentice per job site with one journeyman and a foreman. Councilman Bellows made a motion to table this item and return with revised documents addressing all concerns at the August 2023 council meeting. Councilman Kennedy seconded the motion. Hearing no further discussion, Chairman Walden motioned to approve the motion to table item and revise and resubmit for August Council meeting. The motion carried.

12. New Program Standards.

Chairman Walden called for a representative from Northern Nevada Independent Electrical Contractors (IEC). Council Member Burnett noted he will abstain from this item, as he is part of a similar program and in opposition. Chair Walden asked for those that wanted to speak on this item in Public Comment to come forward. Mr. Alan Darney, Chairman of the Northern Nevada Electrical Apprenticeship Program, objected to this program as the Northern Nevada Electrical Apprenticeship Program has identical O*NET Code, that the standards are incomplete, and wages are substandard. Ms. Julie Ann Peoples, Assistant Training Director for the Electrical Joint Apprenticeship and Training Committee of Southern Nevada, stated objections related to proper supervision, qualified instructors, and missing training standards. Council Member Burnett also objected on behalf of the Southern Nevada Electrical JATC to item 12. Mr. Kevin Christensen appeared on behalf of the Electrical Joint Apprenticeship and Training Committee of Southern Nevada, stating that this was an inadequate and deficient application. Mr. Paul Dolan, Vice President with IEC, provided information on IEC Apprenticeship programs and provided information on their instructors’ qualifications. Mr. Walt Czynnik provided information on the quality and level of instructors. Chairman Walden asked the council for any questions. Council Member Newman asked about the number of employers in Nevada, and Mr. Czynnik stated that there are eight. Hearing no further questions, Chairman Walden motioned to approve the IEC program with recommended changes to the 5910 form and apprentice ratio. Council Member Kennedy seconded the motion. Chairman Walden called for a roll call vote with Council Members Bellows, Kennedy, and Pfundstein voting yay, Council Member Newman voting nay, and Council

Member Burnett abstaining. The motion carried.

13. Hearing/Policy Creation.

Chairman Walden asked State Apprenticeship Director Giddens to speak on Item 13. Director Giddens stated that this item was added at the request of Council Member Newman at the last council meeting. Council Member Newman asked to have a conversation regarding creating regulation or policy as it would relate to similar occupations being added to existing programs. Council Member Newman stated that he also wanted to include similar occupations to new programs as well and asked for a legal opinion. Senior Deputy Attorney General David Gardner stated that any changes to policy affecting the council could be made by the council, however, any changes made affecting other parties would need to be regulatory. Recommendation was given to move items the council does not feel comfortable with handling in a quarterly meeting to a special meeting. Chairman Walden asked for any further comment, hearing none this item was closed.

14. Labor Commissioner's Report.

Labor Commissioner Brett Harris reported that the new Deputy Labor Commissioner is Ms. Malia Tatum. Commissioner Harris noted that the prevailing wage survey is open for submissions and will remain open until July 17,2023. Surveys can be submitted on the Labor Commissioners website, and if there are any questions or problems to contact the office. Commissioner Harris informed the council that the Las Vegas office had relocated to 3340 West Sahara Avenue.

15. State Apprenticeship Directors Report.

State Apprenticeship Director Giddens went over the Registered Apprenticeship Program summary of RAPIDS statistics and stated there were 399 completions since last NSAC meeting. There are currently 62 programs, 746 employers and 6,439 active registered apprentices. Director Giddens told the NSAC the number of female apprentices had increased by 4% in the last quarter. Director Giddens discussed the Report by Occupation and sending 30-day notices to programs that are out of compliance with NAC 610.

16. U.S. Department of Labor Report.

Region 6 Multi-State Navigator of the U.S. DOL Office of Apprenticeship Corinna Pereira submitted a second-quarter report for meeting attachments.

17. Future Agenda Items.

Vice-Chairman Newman requested information on council meetings returning to in person. Director Giddens will look into regulations and will place this item on the next agenda.

18. Public Comment.

Chairman Walden called for public comment. Hearing none he closed public comment.

19. Adjournment.

Chairman Walden adjourned the meeting of the Nevada State Apprenticeship Council at 11:50 AM.