**Meeting Agenda for**

**Rule Change Committee**

**MEETING DETAILS**.

Date: **8/9/2022** Time:  **10:00 AM**

Location: **249 McKeithen Drive Alexandria, LA 71303**

**Committee Members**

Carl Bourgeois - Chair, Rickey Fabra, Trey Giglio, Mike Joiner

Guests: Ashley J. Tullier, Terry Smith

**ADVISORY COMMITTEE REPORT.**

Review of Advisory Committee Opinions on Items#1-18.

**OLD BUSINESS**.

**Item #1: Alternative Route for Apprenticeship: Indentured and Unindentured**

Statutory Changes - LA R.S. 37: 1366C and l377C

Regulatory Changes - 46 LAC § 101

**RECOMMENDATION**: The Rule Change Committee recognizes that the alternative pathway for apprenticeship would first need to be changed statutorily. The Rule Change Committee recommends that if the legislature makes a preliminary revision to the definition of Apprentice to include both Indentured and Unindentured, the Board should adopt regulatory rules immediately following the passing of the statutory changes.

**Item #2: Requirements to take Exam for Journeyman License**

Statutory Changes – Item #1 will first need to become an ACT

Regulatory Changes - 46 LAC § 305A(1)

**RECOMMENDATION**: The Rule Change Committee recognizes that the alternative pathway for apprenticeship would first need to be changed statutorily to further make allowances for the journeyman plumber applicants. The Rule Change Committee recommends the Board adopt the following; immediately following the passing of the statutory changes.

1. SPBLA Registered Indentured Apprentices shall have performed 7,000 hours of manual labor of plumbing under the direct on-the-job supervision of a licensed journeyman plumber.

2. SPBLA Registered Unindentured Apprentices shall have performed 8,000 hours of manual labor of plumbing under the direct on-the-job supervision of a licensed journeyman plumber.

3. SPBLA Licensed Tradesman shall have performed 3,000 hours of manual labor of plumbing under the direction of a licensed master plumber if an Indentured Apprentice.

4. SPBLA Licensed Tradesman shall have performed 4,000 hours of manual labor of plumbing under the direction of a licensed master plumber if an Unindentured Apprentice.

5. The applications will no longer require a voucher signed by a licensee.

6. Application will still require proof of OJT hours by official payroll documentation or W-2's. Yearly W-2's will only grant 2,000 hours per year and must equate to full time at the state minimums wage.

**Item #3: Define "Direct on-the job supervision"**

Regulatory Changes - 46 LAC § 301B

**RECOMMENDATION**: The Committee recommends that the Board immediately move forward with the Regulatory Rule Change Process adopting the following Regulatory Rule Change;

1. Direct on-the-job supervision means that a licensed journeyman plumber is physically present and in direct communication at the property or jobsite for residential construction and single-story or single building commercial construction, and in the same building on the same floor level for multi-level or multi-story commercial construction, where the apprentice is engaged in plumbing. A licensed journeyman plumber may supervise apprentices as governed by the workforce commission who are engaged in plumbing at a time. An apprentice doing work other than plumbing shall not be considered an apprentice for purposes of supervision

2. Same language for natural gas fitters.

**Item #4: Natural Gas Fitter Hours**

Regulatory Changes - 46 LAC § 305A (1) and 46 LAC § 307A (1)

**RECOMMENDATION**: The Rule Change Committee recognizes that the alternative pathway for natural gas fitters would first need to be changed statutorily to include unindentured apprentices. The Rule Change Committee recommends that if the legislature redefines the definition of Apprentice to include both Indentured and Unindentured, the Board should immediately move forward with adopting the following regulatory rule.

1. Recommends adding language that states gas fitter hours may be earned concurrent with earning journeyman plumber hours.

2. Natural Gas Fitter law should also be changed to reflect an unindentured on-the-job training pathway as well as the indentured apprenticeship. The same rules would apply to natural gas as journeyman. On-the-job training pathway would require no less than 4,000 hours official payroll documentation or W-2’s. Anyone who applies for the exam with time earned prior to the law change may just use W-2’s or payroll working for a Master Natural Gas Fitter, however someone who is applying with time accrued after the rule change must have also been registered as an apprentice for those years.

**Item #5: Define scope of work for journeyman plumber running a repair business**

Statutory Changes - LA R.S. 37:1367 A (1) and (2); possibly LA R.S. 37:1377B (1) and (2)

Regulatory Changes: Possibly 46 LAC § 101 and 46 LAC § 301E

**RECOMMENDATION**: The Rule Change Committee recommends referring to Advisory Committee for an opinion.

**Item #6: Vice Chairman Procedure**

Regulatory Changes - 46 LAC § 503A(2)

**RECOMMENDATION**: The Committee recommends that the Board immediately move forward with the Regulatory Rule Change Process adopting the following Regulatory Rule Change.

1. Allowing the Chairman to appoint a Board Member to the Vice-Chairman vacancy until the next Board Meeting, where the nomination committee will recommend the next Vice-Chairman, subject to a vote by the entirety of the Board.

**Item #7: Spanish examination**

**RECOMMENDATION**: The Committee recommends referring to the Advisory Committee for an opinion.

**Item #8: MP & MNGF Designation**

Regulatory Changes -46 LAC § 301E, F, G

**RECOMMENDATION**: The Committee recommends that the Board immediately move forward with the Regulatory Rule Change Process adopting the following Regulatory Rule Change.

An employing entity must designate one responsible MP and/or MNGF for purposes of enforcing the ACT.

**Item #9: Job Site Signage**

Regulatory Changes -46 LAC § 301F

**RECOMMENDATION**: The Committee recommends that the Board immediately move forward with the Regulatory Rule Change Process adopting the following Regulatory Rule Change.

Job signage rules should specify a physical address in the signage regulations since the rules mandate that the person must have a place of business.

**Item #10: Ratio**

Regulatory Changes -46 LAC § 301B

**RECOMMENDATION**: The Committee recommends that the Board immediately move forward with the Regulatory Rule Change Process adopting the following Regulatory Rule Change:

1. Changing the regulatory ratio to reflect the statutory ratio and request from LWC approval for an allowance of a 2:1 ratio for two apprentices to one journeyman.

**Item #11: Executive Director**

Regulatory Changes -46 LAC § 506 and 46 LAC § 701D

**RECOMMENDATION**: The Committee recommends that the Board immediately move forward with the Regulatory Rule Change Process adopting the following Regulatory Rule Change:

Changing the job duties to allow the Executive Director to oversee examinations in a Board Member capacity when a Board Member is unable to be present and only after notification to all Board Members.

**Item #12: Background check requirements for MP & MNGF**

Statutory Changes - LA R.S. 37:307 and 308

**RECOMMENDATION**: The Committee recommends referring to the Advisory Committee for an opinion.

**Item #13: Increasing General Liability Insurance**

Statutory Changes - LA R.S. 37:13808(3)

**RECOMMENDATION**: The Committee recommends referring to the Advisory Committee for an opinion.

**Item #14: Advisory Board Duties**

**RECOMMENDATION**: The Committee recommends requiring all Advisory Committee Members to serve as examiners and attend at least one examination to be eligible to continue to sit on the Advisory Committee.

**Item #15: Advisory Board**

**RECOMMENDATION**: The Committee recommends that the Board immediately move forward with the Regulatory Rule Change Process adopting the following Regulatory Rule Change:

Changing the regulatory language that identifies the advisory body to reflect the Statutory language that identifies the body as the Advisory Committee.

**Item #16: Advisory Committee Special Enforcement Officers**

**RECOMMENDATION**: The Committee recommends referring to the Advisory Committee for an opinion.

**Item #17: Regulatory Changes - 46 LAC Clean up**

**RECOMMENDATION**: The Committee recommends a cleanup of the Regulatory laws of any old and outdated rules directly following the passing and completion of all the above.

**Item #18: Practical Examinations**

**RECOMMENDATION**: The Committee that the examiners take pictures of the floor plans after an applicant has completed and submit the picture with the applicant’s information to staff.