

S.874 An Act Relative to Apprenticeship Programs

SECTION 1. Section 11H of chapter 23 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting, in line 12, after the word "instruction" the following words:- which shall be monitored by a proctor certified through the division of apprentice training.

SECTION 2. Said section 11H of chapter 23, as so appearing, is hereby further amended by inserting, in line 20, after the word "training" the following words:- which shall be monitored by a proctor certified through the division of apprentice training.

SECTION 3. Said section 11H of chapter 23, as so appearing, is hereby further amended by striking out the definition "apprenticeship program" and inserting in place thereof the following definition:-

"Apprenticeship Program", a program which is registered with the division for recruitment, selection, employment, training and qualification of apprentices, prior to bidding on public projects **and will commit to having apprentices on jobsites by 90 calendar days after the contracted start of on-site work unless, during the bidding process, the contractor seeks relief through an appeals process and is granted an exemption by the Division of Apprentice Training for the following reasons;**

a) The contracted work is completed in less than 90 days,

b)The contracted work is of such a nature that the presence of an apprentice or other worker, for safety purposes effects efficient completion or would result in minimal benefits to the apprentice

c)in the event the awarding authority allows for change orders or an additional contract to sub –contractors, there shall be a ten day grace period beginning at the start of on-site work for the subsequent contract, which shall then be treated as a continuation of the first contract.

SECTION 4. Said section 11H of chapter 23, as so appearing, is hereby further amended by striking out the definition "apprenticeship program sponsor" and inserting in place thereof the following definition:-

"Apprenticeship Program Sponsor", a person, association, committee, organization, corporation, partnership, trust or other entity operating an apprentice program prior to bidding on public projects and will commit to having apprentices on jobsite by 90 calendar days days**after the contracted start of on-site work unless, during the bidding process, the contractor seeks relief through an appeals process and is granted an exemption by the Division of Apprentice Training for the following reasons;**

a) The contracted work is completed in less than 90 days,

- b)The contracted work is of such a nature that the presence of an apprentice or other worker, for safety purposes effects efficient completion or would result in minimal benefits to the apprentice
- c) in the event the awarding authority allows for change orders or an additional contract to sub –contractors, there shall be a ten day grace period beginning at the start of on-site work for the subsequent contract, which shall then be treated as a continuation of the first contract.