

1 **2SHB 2630** - H AMD

2 By Representative Clements

3 On page 1, line 18, after "program" insert "or a student enrolled
4 in a craft or trade program at a private vocational school licensed
5 under chapter 28B.10 RCW or at an institution of higher education as
6 defined in RCW 28B.10.016"

7 On page 3, after line 13, insert the following:

8 "(7) Apprentice positions on public works contracts subject to
9 this section must be made available to apprentices from both non-union
10 and union programs. At any time before final acceptance of a public
11 works project, an apprentice, a program training apprentices, or a
12 contractor who submitted a bid on or was awarded the public works
13 contract subject to this section has the right to file a grievance with
14 the director of the department of general administration alleging that
15 apprentice positions have not been made available to apprentices from
16 both non-union and union programs. The director must investigate the
17 matter and, if the investigation indicates that apprentices from both
18 non-union and union programs have not been provided opportunities to
19 participate on a public works contract, a brief adjudicative proceeding
20 must be held in accordance with chapter 34.05 RCW and completed within
21 sixty days after the date the grievance was filed. The director's
22 written determination may include ordering such relief as will
23 effectuate the purposes of this section. A judicial appeal from the
24 director's determination may be taken in accordance with chapter 34.05
25 RCW, with the prevailing party entitled to recover costs and reasonable
26 attorneys' fees."

27 Renumber the subsections consecutively and correct internal references
28 accordingly.

EFFECT: Adds that "apprentices" includes students in craft or trade programs at licensed private vocational schools or public institutions of higher education.

Specifies that apprentice positions must be available to both non-union and union apprentices and provides a grievance process for apprentices, apprentice programs, and contractors to allege noncompliance with this requirement. A grievance must be filed before final acceptance of the project with the director of the Department of General Administration. The director must investigate and, if warranted, conduct a brief adjudicative proceeding, which must be completed in 60 days. The director may order the relief necessary to effectuate the purposes of the apprenticeship utilization program. The director's decision is subject to judicial review, with the prevailing party entitled to costs and reasonable attorneys' fees.