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**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**BLI 1-2019**  
CHAPTER 839  
BUREAU OF LABOR AND INDUSTRIES

**FILED**  
02/20/2019 11:49 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Voluntary Disclosure of information to PRISM for reporting purposes.

EFFECTIVE DATE: 02/21/2019 THROUGH 08/13/2019

AGENCY APPROVED DATE: 02/15/2019

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Filed By:  
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**NEED FOR THE RULE(S):**

The Division is unable to request voluntary disclosure of information to PRISM for reporting purposes.

**JUSTIFICATION OF TEMPORARY FILING:**

The Division is filing a temporary rule to permit immediate collection of data for PRISM reporting purposes; the Division is unable to release information to PRISM for reporting purposes until this rule has been amended; agencies will be unable to utilize the data collected by the division to improve services for Oregonians; the current rule language does not permit voluntary release of information to PRISM and the temporary rule will permit the Division to immediately collect critical data that can be used to improve performance of government services.

**DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:**

None.

AMEND: 839-011-0088

RULE TITLE: Apprenticeship and Training Committees — Registration of Apprenticeship Agreements

RULE SUMMARY: Amend rule to allow voluntary disclosure to PRISM.

**RULE TEXT:**

(1) The Council delegates registration of apprenticeship agreements to the Division and recognizes an agreement as registered when:

- (a) It is on a form that has been approved pursuant to ORS 660.020 and issued by the Division;
- (b) Information requested on the form as authorized by ORS 660.020 has been supplied by the apprentice. The requested information includes, but is not limited to the number of hours to be spent in related instruction in technical subjects related to the occupation, that is recommended to be not less than 144 hours per year; and a statement indicating whether and under what circumstances an apprentice is entitled to be financially compensated for attending related instruction;
- (c) It has been signed by the apprentice and the local joint committee. Approval must be recorded as soon as possible at

a committee meeting; and

(d) The agreement has been submitted to and received by a representative of the Division.

(2) The Division may request that the apprentice voluntarily disclose the apprentice's Social Security number for use in Oregon's Performance Reporting Information System (PRISM) established under ORS 657.734.

(3) The effective starting date of an apprenticeship agreement in non-licensed trades shall be not more than forty five (45) days prior to the date that a fully executed original agreement and committee minutes approving the registration are received by a representative of the Division. In the licensed trades, the effective starting date of an apprenticeship shall not commence before a fully executed apprenticeship agreement is received by a representative of the Division, unless the committee has written authorization from the Division to issue an initial license and operates in accordance with the conditions of authorization.

(4) Local committees shall develop and implement a policy and procedures detailing the process for evaluating previous experience and demonstrated competency in a uniform manner and awarding advanced standing to new apprentices for on-the-job or related training.

(a) The committee may grant credit for prior experience based upon demonstrated competency for any time previously spent by the apprentice in the trade or occupation that the committee considers applicable to the work processes in the program standards.

(b) In licensed trades, only lawfully obtained and documented experience that specifically applies to an Oregon license may be considered in granting credit for prior experience.

(5) All apprenticeship agreements will be maintained in the Division's main office.

STATUTORY/OTHER AUTHORITY: ORS 660.120(3), 657.734

STATUTES/OTHER IMPLEMENTED: ORS 660.137, 660.020