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NEVADA STATE APPRENTICESHIP COUNCIL

MEETING MINUTES – FEBRUARY 23, 2023

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

Also present: Toni Giddens, Corinna Pereira, Anthony Walsh, Eileen Woltz.

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 to reference his previously submitted written comments regarding Agenda Item 10, Pole Line Contractors, Inc. new program standards and ask that there be a discussion regarding SB247.
- Mr. Don Jamison, Director of the California – Nevada Line JATC, to oppose Agenda Item 10, Pole Line Contractors, Inc. new program standards.
- Mr. Austin Marler called in support of the IONnovate, LLC apprenticeship program, Agenda Item 8, and stated that he was to start the apprenticeship program but it led to employment.
- Mr. Norik Movsesyan called in support of the IONnovate, LLC apprenticeship program, Agenda Item 8, and noted the same advancement as Mr. Marler.
- Mr. Alan Darney on behalf of the Northern Nevada Electrical Training Center to request action regarding Agenda Item 6, stated that the statute is confusing and vague definition of program only clear one.

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

5. **Approval of November 29, 2022 Minutes.**

Chairman Walden made a motion to approve the November 29, 2022 meeting minutes as written. Council Member Madison Burnett seconded. The motion carried.

6. **Addition of Similar Occupations to Existing Programs.**

Vice-Chairman Newman asked for clarification regarding application of NAC 610.355, defining similar apprenticeship programs, and asked Director Giddens to hold a separate hearing per NRS 607.205 with the NSAC to get expert testimony. Deputy Attorney General Anthony Walsh stated that the Attorney General's position on NRS 610.114 applies to proposed and not existing apprenticeship programs and it would be better reflected to regulatory or statutory change through the Governor's office. Chairman Walden suggested that the NSAC review past practices on how to go forward, prior to or at a separate meeting, to clarify the Governor's Office of Workforce Innovation for New Nevada (OWINN) Policy Number 1.1 and create a Policy Number 1.2. Chairman Walden confirmed with Mr. Walsh that there was no action required for the record on this agenda item and proposed it be put on a separate agenda. Vice-Chairman Newman stated that the hearing can be on the same day as an NSAC quarterly meeting and be added to future agenda items.

7. **Apprenticeship Minimum Construction Wage.**

Chairman Walden asked Director Giddens if there was any discussion under the motion for the approval of raising the minimum construction wage to \$16.18 an hour for apprentices in the construction industry who work on projects other than public works per NAC 610.490. Hearing none, Chair Walden called for a motion to approve. Council Member Bellows seconded. The motion carried with 6 votes in favor and 1 against.

8. **Update on Status of Program.**

Chairman Walden asked for a representative from IONnovate, LLC (IONnovate), to update the NSAC on the status of the Software Developer apprenticeship program. Mr. Joshua Leavitt, IONnovate representative and CEO, stated that Mr. Austin Marler and Mr. Norik Movsesyan were the two people who had been waiting to sign apprenticeship agreements with IONnovate but accepted full-time positions and thanked them for their public comments of support. Mr. Leavitt has offered an apprenticeship to one other person and is waiting to have a signed apprenticeship agreement with her on March 6, 2023. After further discussion about the program's potential, the NSAC agreed that the program has not been compliant with NAC 610.365 and Chairman Walden motioned to cancel the program and Council Member Ingersoll seconded and the motion carried. However, citing NRS 610.095(2) and NAC 610.365 a motion to amend was made by Chairman Walden for the NSAC and State Director Giddens to prepare a letter of intent for a 30-day notice of cancellation from Labor Commissioner Harris. Vice-Chairman seconded. The motion carried.

9. **Revision of Program Standards and Occupations.**

Chairman Walden asked for a representative from Plumbers Local 525 JATC. Hearing none, Chairman Walden motioned to move this agenda item to a future meeting. Council Member Burnett seconded. The motion carried.

10. **New Program Standards.**
Chairman Walden asked for a representative from Pole Line Contractors, Inc. There was no representative so Mr. Nathan Ring asked to discuss his written comments, on behalf of the California-Nevada Line JATC. Mr. Ring's client objects to the safety, training, wages and adherence to Nevada SB247 by this proposed program. Chairman Walden agreed that Mr. Don Jamison could postpone his comments because there was no representative from Pole Line Contractor, Inc. present. Chairman Walden motioned to move this agenda item to a future meeting. Council Member Burnett seconded. One abstention. The motion carried.
11. **State Apprenticeship Director's Report.**
Director Giddens went over the Registered Apprenticeship Program summary of RAPIDS statistics and stated there were 235 completions since last NSAC meeting. There are currently 62 programs, 746 employers and 6,424 active registered apprentices. Director Giddens told the NSAC the Governor Lombardo's Executive Order 2023-003 is requesting review of NAC 610, to improve the welfare of the state without inhibiting economic growth, and she will be coordinating a response.
12. **U.S. Department of Labor Report.**
Region 6 Multi-State Navigator of the U.S. DOL Office of Apprenticeship Corinna Pereira submitted a first-quarter report for meeting attachments.
13. **Future Agenda Items.**
Vice-Chairman Newman requested that Agenda Item 6 be re-agendized for the next NSAC meeting. Council Member Bostwick requested that the RAPIDS Status Report add detail as to when the last time an apprentice was indentured and highlight programs that are non-compliant. She also requested that the DOL present to the NSAC information on pre-apprenticeship programs.
14. **Public Comment.**
Chairman Walden called for public comment. Hearing none he closed public comment.
15. **Adjournment.**
Chairman Walden adjourned the meeting of the Nevada State Apprenticeship Council at 10:39 AM.