

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

1 by inserting the following new sections:-

2 “SECTION XX. Section 1 of chapter 23 of the General Laws, as appearing in the 2020
3 Official Edition, is hereby amended by striking out, in lines 12 and 13, the words “relations.
4 Each department shall be headed by a director and each department may,” and inserting in place
5 thereof the following words:- relations, and the division of apprentice standards. Each
6 department or division shall be headed by a director and each may,.

7 SECTION XX. The first paragraph of section 11E of said chapter 23, as so appearing, is
8 hereby amended by striking out the first to third sentences, inclusive, and inserting in place
9 thereof the following 4 sentences:- There shall be in the division of apprentice standards an
10 apprenticeship council, to consist of 15 members, 13 of whom shall be appointed by the
11 secretary of labor and workforce development with the approval of the governor, 1 of whom
12 shall be the director of apprenticeship and work-based learning or a designee thereof, ex officio,
13 who shall serve as chair, and 1 of whom shall be the associate commissioner of career and
14 technical education or his successor, in the department of education, ex officio. Of the appointive
15 members, 4 of whom shall be persons who, on account of previous vocation, employment,
16 occupation or affiliation, may be classified as representatives of labor and 4 of whom shall be

17 persons who, on account of previous vocation, employment, occupation or affiliation, may be
18 classified as representatives of management. The appointive members shall represent a variety of
19 industries and geographical diversity across the commonwealth. The terms of office of the
20 representatives of labor and management initially appointed shall expire as designated by the
21 director of apprenticeship and work-based learning at the time of making the appointments, 1
22 representative each of labor and management shall be appointed for a term of 1 year, 1
23 representative each of labor and management shall be appointed for a term of 2 years, and 1
24 representative each of labor and management shall be appointed for a term of 3 years.

25 SECTION XX. The last sentence of said first paragraph of said section 11E of said
26 chapter 23, as so appearing, is hereby amended by inserting, in line 28, after the words "15 days
27 in a" the following word:- calendar.

28 SECTION XX. The second paragraph of said section 11E of said chapter 23, as so
29 appearing, is hereby amended by striking out the first sentence and inserting in place thereof the
30 following sentence:- The council shall meet at the call of the director of apprenticeship and
31 work-based learning and shall aid the director of apprenticeship and work-based learning in
32 formulating policies for the effective administration of this chapter.

33 SECTION XX. The last sentence of said second paragraph of said section 11E of said
34 chapter 23, as so appearing, is hereby amended by inserting, in line 36, after the word "director"
35 the following words:- of apprenticeship and work-based learning.

36 SECTION XX. Section 11F of said chapter 23, as so appearing, is hereby amended by
37 striking out, in lines 2 and 3, the words "deputy director of apprentice standards. The deputy

38 director” and inserting in place thereof the following words:- director of apprenticeship and
39 work-based learning. The director of apprenticeship and work-based learning.

40 SECTION XX. Section 11H of chapter 23 of the General Laws, as appearing in the 2020
41 Official Edition, is hereby amended by inserting after the words “written agreement” in line 8,
42 the following words:- , which may be electronically signed,

43 SECTION XX. Section 11H of said chapter 23, as so appearing, is hereby amended, by
44 striking out paragraphs eight and nine, and inserting in place thereof the following paragraphs:-

45 “Director of apprenticeship and work-based learning”, the director of the division of
46 apprentice standards.

47 “Division”, the division of apprentice standards in the executive office of labor and
48 workforce development.

49 SECTION XX. Said section 11H of chapter 23, as so appearing, is hereby further
50 amended by inserting at the end thereof, the following text:-

51 “Verification of Hours”, a formal notice issued by the division upon request by either an
52 apprentice program sponsor, a registered apprentice, or a licensing entity, confirming the number
53 of hours that the sponsor has reported to the division.

54 SECTION XX. Section 11K of said chapter 23, as so appearing, is hereby amended by
55 striking out, in line 13, the word “orientation” and inserting in place thereof the following
56 words:- orientation, genetic information.

57 SECTION XX. Subsection (b) of section 11T of said chapter 23, as so appearing, is
58 hereby amended by striking out, in lines 5, 18, and 33, the words “deputy director” each time

59 they appear, and inserting in place thereof, in each instance, the following words:- director of
60 apprenticeship and work-based learning.

61 SECTION XX. Said subsection (b) of said section 11T of said chapter 23, as so
62 appearing, is hereby further amended by striking out, in line 12, the word “director” and inserting
63 in place thereof the following words:- director of apprenticeship and work-based learning.

64 SECTION XX. Said subsection (b) of said section 11T of said chapter 23, as so
65 appearing, is hereby further amended by striking out the fourth paragraph and inserting in place
66 thereof the following paragraph:-

67 The determination of the director of apprenticeship and work-based learning shall be
68 filed with the division and notice of the determination shall, at the same time, be emailed, to each
69 person known by the division to be an interested person, at the last address on file with the
70 division. A person aggrieved by a determination or action of the director of apprenticeship and
71 work-based learning may, within the 10 business day period, appeal to the division, which shall
72 hold a hearing after due notice to all interested parties. If no appeal is filed with the director of
73 apprenticeship and work-based learning within 10 business days after the date of such filing and
74 notice, the determination shall become the final decision.

75 SECTION XX. Said subsection (b) of said section 11T of said chapter 23, as so
76 appearing, is hereby further amended by inserting, in line 44, after the word “director”, the
77 following words:- of apprenticeship and work-based learning.

78 SECTION XX. Subsection (a) of section 11U of said chapter 23, as so appearing, is
79 hereby amended by inserting, in line 10, after the word “director”, the following words:- of
80 apprenticeship and work-based learning.

81 SECTION XX. Subsection (c) of said section 11U of said chapter 23, as so appearing, is
82 hereby amended by striking out the first paragraph and insert in place thereof the following
83 paragraph:-

84 The determination of the director of apprenticeship and work-based learning shall be
85 filed with the division and notice of the determination shall, at the same time, be emailed to each
86 person known by the division to be an interested person, at the last address on file with the
87 division. If no appeal is filed with the director of apprenticeship and work-based learning within
88 10 business days after the date of the filing and notice, the determination shall become final.

89 SECTION XX. Said subsection (c) of said section 11U of said chapter 23, as so
90 appearing, is hereby further amended by striking out, in lines 22 and 23, the words “deputy
91 director may, within the time allowed, appeal to the director, who” and inserting in place thereof
92 the following words:- director of apprenticeship and work-based learning may, within the time
93 allowed, appeal to the division, which.

94 SECTION XX. Said subsection (c) of said section 11U of said chapter 23, as so
95 appearing, is hereby further amended by striking out, in line 25 and 26, the following words:- of
96 the director.

97 SECTION XX. Subsection (d) of said section 11U of said chapter 23, as so appearing, is
98 hereby amended by striking out, in line 34, the words “deputy director” and inserting in place
99 thereof the following words:- director of apprenticeship and work-based learning.

100 SECTION XX. Section 11W of said chapter 23, as so appearing, is hereby amended by
101 striking out the first to third sentences, inclusive, and inserting in place thereof the following 3
102 sentences:- The director of apprenticeship and work-based learning shall require each apprentice

103 entering into a written agreement pursuant to this chapter to submit an application to the division
104 for an apprentice identification card, which may be issued electronically. Such application shall
105 be accompanied by a fee paid by the apprentice or the program sponsor, together with
106 photographic prints and such other information as required by the director of apprenticeship and
107 work-based learning, except that a veteran receiving education benefits from the Department of
108 Veterans Affairs under Title 38 of the United States Code shall not be required to pay a fee. The
109 apprentice identification card shall expire 1 year from the date of issue, but may be automatically
110 renewed electronically in a manner designated by the division.

111 SECTION XX. Said section 11W of said chapter 23, as so appearing, is hereby further
112 amended by inserting, in line 16, after the word “director”, the following words:- of
113 apprenticeship and work-based learning.

114 SECTION XX. Said section 11W of said chapter 23, as so appearing, is hereby further
115 amended by striking out, in lines 18 and 19, the words “deputy director requires; the date on
116 which the apprentice identification card expires;” and inserting in place thereof the following
117 words:- director of apprenticeship and work-based learning requires; the date on which the
118 apprenticeship began;.

119 SECTION XX. Said section 11W of said chapter 23, as so appearing, is hereby further
120 amended by striking out, in line 21, the word “sponsor;” and inserting in place thereof the
121 following words:- , sponsor, and may contain.

122 SECTION XX. Said section 11W of said chapter 23, as so appearing, is hereby further
123 amended by striking out the last sentence and inserting in place thereof the following 2
124 sentences:- As a condition of apprenticeship, the apprentice shall keep the apprentice

125 identification card in a form designated by the division on his person during all hours of
126 employment during the apprenticeship. Such designated form may vary by occupation.”