

1 **2SHB 2630** - H AMD

2 By Representative Clements

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

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

24 Renumber the subsections consecutively and correct internal references
25 accordingly.

EFFECT: 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.