



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Department of Labor and Industry
<b>Virginia Administrative Code (VAC) citation</b>	16 VAC 20-20
<b>Regulation title</b>	Regulations Governing the Administration of Apprenticeship Programs in the Commonwealth of Virginia
<b>Action title</b>	Regulations Governing the Administration of Apprenticeship Programs in the Commonwealth of Virginia
<b>Final agency action date</b>	July 21, 2014
<b>Document preparation date</b>	July 21, 2014

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

### Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

To conform the provisions of Virginia's Voluntary Apprenticeship Program to the mandated requirements of the revised federal regulations and to ensure that the Department of Labor and Industry (DOLI) continues to be recognized as a State Apprenticeship Agency, the General Assembly, in its 2014 Regular Session, passed House Bill 1008 (Acts of Assembly CHAP0734), which amended Code of Virginia §§ 40.1-28.9, 40.1-118 through 40.1-122, 40.1-124, 40.1-125, 54.1-1131, and 58.1-439.6, relating to voluntary apprenticeships, thereby making the current regulatory action required by both federal regulation and state law. Significant changes include, transferring powers currently exercised by the Apprenticeship Council to the Commissioner of Labor and Industry, amending references to the Apprenticeship Council to refer to the Commissioner of Labor and Industry, and removing the exemption for apprentices from the Virginia Minimum Wage Act. In order to make the changes noted above, the Department seeks to repeal Chapter 20 of Title 16 and add a new Chapter 21 under Title 16.

**Statement of final agency action**

*Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.*

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On June 12, 2014, the Apprenticeship Council approved the Department of Labor and Industry's request to amend 16 VAC 20-20, Regulations Governing the Administration of Apprenticeship Programs in the Commonwealth of Virginia so that it will conform to the federal apprenticeship standards.

**Family impact**

*Assess the impact of this regulatory action on the institution of the family and family stability.*

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This regulatory action will have no impact on the institution of the family and family stability.