

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 20-0492.01 Kristen Forrestal x4217

SENATE BILL 20-120

SENATE SPONSORSHIP

Danielson, Bridges, Fenberg, Garcia, Ginal, Gonzales, Lee, Story, Todd, Winter

HOUSE SPONSORSHIP

Sullivan,

Senate Committees

Business, Labor, & Technology

House Committees

A BILL FOR AN ACT

101 **CONCERNING REQUIREMENTS FOR REGISTERED APPRENTICES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill requires electrician apprentices and plumbing apprentices who have been registered with their respective boards for at least 6 years to take a license examination on a periodic basis until the apprentice passes the examination.

The bill requires an employer, an apprenticeship program registered with the United States department of labor's employment and training administration, and a state apprenticeship council recognized by the United States department of labor that employs an apprentice in

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
February 26, 2020

SENATE
Amended 2nd Reading
February 25, 2020

Colorado to track the number of practical training hours and, for electrician apprentices, the classroom hours of each apprentice and provide the information to the state electrical board or the state plumbing board, as applicable. The boards must provide the reported information to the department of regulatory agencies' online apprenticeship directory.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 12-115-115, **amend**
3 **(3)(a); and add (3)(c), (4), (5), and (6)** as follows:

4 **12-115-115. Apprentices - supervision - registration -**
5 **discipline - rules - repeal.** (3) (a) Upon employing an electrical
6 apprentice to work at the trade, the electrical contractor, within thirty days
7 after the initial employment, shall register the apprentice with the board.
8 The employer shall also REMOVE EACH APPRENTICE THAT IS NO LONGER
9 EMPLOYED AS AN APPRENTICE FROM THE APPRENTICESHIP PROGRAM AND
10 ANNUALLY notify the board ~~within thirty days after~~ OF the termination of
11 the employment.

12 (c) BY JANUARY 1, 2022, AND BY JANUARY 1 EACH YEAR
13 THEREAFTER, AN ELECTRICAL CONTRACTOR, AN APPRENTICESHIP
14 PROGRAM REGISTERED WITH THE UNITED STATES DEPARTMENT OF
15 LABOR'S EMPLOYMENT AND TRAINING ADMINISTRATION, AND A STATE
16 APPRENTICESHIP COUNCIL RECOGNIZED BY THE UNITED STATES
17 DEPARTMENT OF LABOR THAT EMPLOYS AN APPRENTICE IN THIS STATE
18 SHALL REPORT TO THE BOARD THE NAME AND CONTACT INFORMATION OF
19 EACH APPRENTICE IN THE APPRENTICESHIP PROGRAM AND THE
20 CUMULATIVE NUMBER OF PRACTICAL TRAINING HOURS AND CERTIFIED
21 CLASSROOM HOURS EACH APPRENTICE HAS COMPLETED TOWARD THE
22 JOURNEYMAN ELECTRICIAN LICENSURE REQUIREMENTS SPECIFIED IN
23 SECTION 12-115-110. THE BOARD SHALL KEEP THE INFORMATION

1 REPORTED PURSUANT TO THIS SUBSECTION (3)(c) CONFIDENTIAL FROM ALL
2 PARTIES OTHER THAN FROM THE APPRENTICE THROUGH THE APPRENTICE'S
3 INDIVIDUAL REGISTRATION ACCOUNT. THE DEPARTMENT OF REGULATORY
4 AGENCIES SHALL INDICATE WHETHER THE APPRENTICE HAS COMPLETED
5 THE REQUIRED PRACTICAL TRAINING HOURS AND CLASSROOM HOURS IN
6 THE DEPARTMENT OF REGULATORY AGENCY'S ONLINE APPRENTICESHIP
7 DIRECTORY.

8 (4) ON AND AFTER JANUARY 1, 2021:

9 (a) (I) AN APPRENTICE WHO HAS BEEN REGISTERED FOR AT LEAST
10 SIX YEARS, HAS COMPLETED EIGHT THOUSAND HOURS OF PRACTICAL
11 TRAINING, AND MEETS ALL OTHER JOURNEYMAN ELECTRICIAN LICENSE
12 REQUIREMENTS SPECIFIED IN SECTION 12-115-110 SHALL TAKE THE
13 JOURNEYMAN ELECTRICIAN LICENSE EXAMINATION AT LEAST EVERY
14 THREE YEARS IN ALIGNMENT WITH THE LICENSE RENEWAL CYCLE UNTIL
15 THE APPRENTICE RECEIVES A PASSING SCORE.

16 (II) IF AN APPRENTICE HAS FAILED TO PASS THE LICENSE
17 EXAMINATION IN TWO CONSECUTIVE THREE-YEAR PERIODS, THE
18 APPRENTICE MAY REQUEST AN EXEMPTION FROM THE BOARD FROM
19 FUTURE EXAMINATION REQUIREMENTS. THE BOARD SHALL GRANT THE
20 EXEMPTION IF THE BOARD DETERMINES THAT THE APPRENTICE HAS
21 LEGITIMATE EDUCATIONAL OR PROFESSIONAL CIRCUMSTANCES THAT
22 JUSTIFY THE EXEMPTION. THE BOARD SHALL PROMULGATE RULES
23 CONCERNING THE PROCESS OF REQUESTING AND APPROVING LICENSE
24 EXAMINATION EXEMPTIONS.

25 (b) AN APPRENTICE WHO HAS BEEN REGISTERED FOR AT LEAST SIX
26 YEARS AND WHO DOES NOT MEET THE JOURNEYMAN ELECTRICIAN LICENSE
27 REQUIREMENTS SPECIFIED IN SECTION 12-115-110 SHALL TAKE THE

1 JOURNEYMAN ELECTRICIAN LICENSE EXAMINATION AT LEAST ONCE EVERY
2 THREE YEARS IN ALIGNMENT WITH THE LICENSE RENEWAL CYCLE UNTIL
3 THE APPRENTICE RECEIVES A PASSING SCORE. ONCE THE APPRENTICE
4 PASSES THE LICENSE EXAMINATION, THE APPRENTICE MUST MEET ALL
5 OTHER JOURNEYMAN ELECTRICIAN LICENSE REQUIREMENTS SPECIFIED IN
6 SECTION 12-115-110 BEFORE THE BOARD MAY ISSUE A JOURNEYMAN
7 ELECTRICIAN LICENSE TO THE APPRENTICE.

8 (5)(a) IF THE CUMULATIVE TRAINING AND CLASSROOM HOURS OF
9 AN APPRENTICE ARE NOT REPORTED AS REQUIRED BY SUBSECTION (3)(c)
10 OF THIS SECTION OR IF AN APPRENTICE FAILS TO TAKE THE LICENSE
11 EXAMINATION AS REQUIRED BY SUBSECTION (4) OF THIS SECTION, THE
12 BOARD MAY SUSPEND THE APPRENTICE'S REGISTRATION UNTIL THE
13 REQUIREMENTS ARE MET.

14 (b) IF AN APPRENTICE WHO IS REQUIRED TO TAKE THE LICENSE
15 EXAMINATION PURSUANT TO SUBSECTION (4) OF THIS SECTION HAS A
16 LEARNING DISABILITY, THE APPRENTICE, ELECTRICAL CONTRACTOR, OR
17 APPRENTICESHIP PROGRAM MAY REQUEST THAT THE BOARD MAKE
18 ACCOMMODATIONS FOR THE APPRENTICE TO TAKE THE EXAMINATION WITH
19 THE APPROPRIATE LEVEL OF SUPPORT.

20 (6)(a) THE DEPARTMENT OF REGULATORY AGENCIES, IN
21 CONSULTATION WITH THE BOARD, INDUSTRY STAKEHOLDERS,
22 EXAMINATION PROCTORS, NATIONAL CODE ORGANIZATIONS,
23 APPRENTICESHIP TRAINING COORDINATORS, AND THE DEPARTMENT OF
24 LABOR AND EMPLOYMENT SHALL CONDUCT RESEARCH TO DETERMINE
25 WHAT BARRIERS EXIST IN THE PREPARATION AND TAKING OF THE
26 EXAMINATION PROVIDED FOR IN SECTION 12-115-110 FOR APPRENTICES
27 FOR WHOM ENGLISH IS A SECOND LANGUAGE AND, ON OR BEFORE

1 JANUARY 1, 2021, SHALL REPORT ITS FINDINGS, INCLUDING ANY
2 LEGISLATIVE OR REGULATORY RECOMMENDATIONS, TO THE GENERAL
3 ASSEMBLY.

4 (b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2021.

5 **SECTION 2.** In Colorado Revised Statutes, 12-155-124, **add** (3),
6 (4), (5), (6), and (7) as follows:

7 **12-155-124. Apprentices - rules - repeal.** (3) BY JULY 1, 2022,
8 AND BY JULY 1 EACH YEAR THEREAFTER, A REGISTERED PLUMBING
9 CONTRACTOR, AN APPRENTICESHIP PROGRAM REGISTERED WITH THE
10 UNITED STATES DEPARTMENT OF LABOR'S EMPLOYMENT AND TRAINING
11 ADMINISTRATION, AND A STATE APPRENTICESHIP COUNCIL RECOGNIZED BY
12 THE UNITED STATES DEPARTMENT OF LABOR THAT EMPLOYS A PLUMBING
13 APPRENTICE IN THIS STATE SHALL REPORT TO THE BOARD THE NAME AND
14 CONTACT INFORMATION OF EACH PLUMBING APPRENTICE IN THE
15 APPRENTICESHIP PROGRAM AND THE CUMULATIVE NUMBER OF PRACTICAL
16 TRAINING HOURS EACH PLUMBING APPRENTICE HAS COMPLETED TOWARD
17 THE LICENSURE REQUIREMENTS SPECIFIED IN SECTION 12-155-110. THE
18 BOARD SHALL ___ KEEP THE INFORMATION REPORTED PURSUANT TO THIS
19 SUBSECTION (3) CONFIDENTIAL FROM ALL PARTIES OTHER THAN FROM THE
20 PLUMBING APPRENTICE THROUGH THE PLUMBING APPRENTICE'S
21 INDIVIDUAL REGISTRATION ACCOUNT. THE DEPARTMENT OF REGULATORY
22 AGENCIES SHALL INDICATE WHETHER THE PLUMBING APPRENTICE HAS
23 COMPLETED THE REQUIRED PRACTICAL TRAINING HOURS IN THE
24 DEPARTMENT OF REGULATORY AGENCIES' ONLINE APPRENTICESHIP
25 DIRECTORY.

26 (4) ON AND AFTER JULY 1, 2021:

27 (a) (1) A PLUMBING APPRENTICE WHO HAS BEEN REGISTERED FOR

1 AT LEAST SIX YEARS, HAS COMPLETED SIX THOUSAND EIGHT HUNDRED
2 HOURS OF PRACTICAL TRAINING, AND MEETS ALL OTHER LICENSE
3 REQUIREMENTS SPECIFIED IN SECTION 12-155-110 SHALL TAKE THE
4 LICENSE EXAMINATION AT LEAST EVERY TWO YEARS IN ALIGNMENT WITH
5 THE LICENSE RENEWAL CYCLE UNTIL THE PLUMBING APPRENTICE RECEIVES
6 A PASSING SCORE.

7 (II) IF A PLUMBING APPRENTICE HAS FAILED TO PASS THE LICENSE
8 EXAMINATION IN TWO CONSECUTIVE TWO-YEAR PERIODS, THE PLUMBING
9 APPRENTICE MAY REQUEST AN EXEMPTION FROM THE BOARD FROM
10 FUTURE EXAMINATION REQUIREMENTS. THE BOARD SHALL GRANT THE
11 EXEMPTION IF THE BOARD DETERMINES THAT THE PLUMBING APPRENTICE
12 HAS LEGITIMATE EDUCATIONAL OR PROFESSIONAL CIRCUMSTANCES THAT
13 JUSTIFY THE EXEMPTION. THE BOARD SHALL PROMULGATE RULES
14 CONCERNING THE PROCESS OF REQUESTING AND APPROVING LICENSE
15 EXAMINATION EXEMPTIONS.

16 (b) A PLUMBING APPRENTICE WHO HAS BEEN REGISTERED FOR AT
17 LEAST SIX YEARS AND WHO DOES NOT MEET THE LICENSE REQUIREMENTS
18 SPECIFIED IN SECTION 12-155-110 SHALL TAKE THE LICENSE EXAMINATION
19 AT LEAST ONCE EVERY TWO YEARS IN ALIGNMENT WITH THE LICENSE
20 RENEWAL CYCLE UNTIL THE PLUMBING APPRENTICE RECEIVES A PASSING
21 SCORE. ONCE THE PLUMBING APPRENTICE PASSES THE LICENSE
22 EXAMINATION, THE APPRENTICE MUST MEET ALL OTHER LICENSE
23 REQUIREMENTS SPECIFIED IN SECTION 12-155-110 BEFORE THE BOARD
24 MAY ISSUE A LICENSE TO THE PLUMBING APPRENTICE.

25 (5) (a) IF THE CUMULATIVE TRAINING HOURS OF A PLUMBING
26 APPRENTICE ARE NOT REPORTED AS REQUIRED BY SUBSECTION (3) OF THIS
27 SECTION OR IF A PLUMBING APPRENTICE FAILS TO TAKE THE LICENSE

1 EXAMINATION AS REQUIRED BY SUBSECTION (4) OF THIS SECTION, THE
2 BOARD MAY SUSPEND THE PLUMBING APPRENTICE'S REGISTRATION UNTIL
3 THE REQUIREMENTS ARE MET.

4 (b) IF A PLUMBING APPRENTICE WHO IS REQUIRED TO TAKE THE
5 LICENSE EXAMINATION PURSUANT TO SUBSECTION (4) OF THIS SECTION
6 HAS A LEARNING DISABILITY, THE PLUMBING APPRENTICE, PLUMBING
7 CONTRACTOR, OR APPRENTICESHIP PROGRAM MAY REQUEST THAT THE
8 BOARD MAKE ACCOMMODATIONS FOR THE PLUMBING APPRENTICE TO TAKE
9 THE EXAMINATION WITH THE APPROPRIATE LEVEL OF SUPPORT.

10 (6) A REGISTERED PLUMBING CONTRACTOR, AN APPRENTICESHIP
11 PROGRAM REGISTERED WITH THE UNITED STATES DEPARTMENT OF
12 LABOR'S EMPLOYMENT AND TRAINING ADMINISTRATION, AND A STATE
13 APPRENTICESHIP COUNCIL RECOGNIZED BY THE UNITED STATES
14 DEPARTMENT OF LABOR SHALL REMOVE EACH PLUMBING APPRENTICE
15 THAT IS NO LONGER EMPLOYED AS AN APPRENTICE FROM THE
16 APPRENTICESHIP PROGRAM AND ANNUALLY NOTIFY THE BOARD OF THE
17 TERMINATION OF THE EMPLOYMENT.

18 (7) (a) THE DEPARTMENT OF REGULATORY AGENCIES, IN
19 CONSULTATION WITH THE BOARD, INDUSTRY STAKEHOLDERS,
20 EXAMINATION PROCTORS, NATIONAL CODE ORGANIZATIONS,
21 APPRENTICESHIP TRAINING COORDINATORS, AND THE DEPARTMENT OF
22 LABOR AND EMPLOYMENT SHALL CONDUCT RESEARCH TO DETERMINE
23 WHAT BARRIERS EXIST IN THE PREPARATION AND TAKING OF THE
24 EXAMINATION PROVIDED FOR IN SECTION 12-155-110 FOR PLUMBING
25 APPRENTICES FOR WHOM ENGLISH IS A SECOND LANGUAGE AND, ON OR
26 BEFORE JANUARY 1, 2021, SHALL REPORT ITS FINDINGS, INCLUDING ANY
27 LEGISLATIVE OR REGULATORY RECOMMENDATIONS, TO THE GENERAL

1 ASSEMBLY.

2 (b) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE JULY 1, 2021.

3 **SECTION 3. Act subject to petition - effective date.** This act
4 takes effect at 12:01 a.m. on the day following the expiration of the
5 ninety-day period after final adjournment of the general assembly (August
6 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
7 referendum petition is filed pursuant to section 1 (3) of article V of the
8 state constitution against this act or an item, section, or part of this act
9 within such period, then the act, item, section, or part will not take effect
10 unless approved by the people at the general election to be held in
11 November 2020 and, in such case, will take effect on the date of the
12 official declaration of the vote thereon by the governor.