

APPRENTICE STANDARDS REGULATIONS

Modification of 453 CMR 7.00, et seq.

RESPONSE TO PUBLIC COMMENTS

The following are the Division of Apprentice Training's ("DAT") response to public comments regarding the proposed amendments to the Apprentice Standards Regulations, 453 CMR 7.00.

Comment 1

In order to conform with CFR 29 Part 29.5(23) [*sic* 29.5(b)(23)], it is recommended that the time frame for the retention of records, as required by 453 CMR 7.12(1), be changed in 453 CMR 7.12(2) to reflect the applicable law for retention of records, as determined by CFR Part 29.5(23). [*sic* 29.5(b)(23)]

Response to Comment 1

DAT agrees with this comment and has deleted 453 CMR 7.12(2) to conform with 29 CFR Part 29.

Comment 2

The term "Administrator" under 453 CMR 7.09(7) is not defined. It is suggested that the term "Administrator" be added in the Definition section, 453 CMR 7.02, to conform with 29 CFR Part 29.2, Definitions.

Response to Comment 2

The term "Administrator" has been added to the Definition section to mean "the Administrator of the Office of Apprenticeship, or any person specifically designated by the Administrator."

Comment 3

The USDOL Office of Apprenticeship requested that 453 CMR 7.10(2) be deleted to conform with 29 CFR Part 29.

Response Comment 3

DAT agrees with this comment and has deleted 453 CMR 7.10(2), Reinstatement of Apprentice Program Registration.

Comment 4

Additional definitions need to be added to 453 CMR 7.02, Definitions for clarification.

Response to Comment 4

The Division agrees that the following definitions should be added to the regulation.

- Division means the Division of Apprentice Standards.
- Instructor means an individual who meets the Division of Professional Licensure's requirements for an instructor, or is a subject matter expert, such as a journeyworker, who is recognized within an industry as having expertise in a specific occupation and has training in teaching techniques and adult learning styles.
- Proctor means an instructor, as defined in this regulation, or a person competent in an apprentice's trade or occupation including, but not limited to a journeyworker, or an individual approved by the Division of Apprentice Standards who monitors correspondence course testing via electronic media.
- Secretary means the Massachusetts Secretary of Labor and Workforce Development.