

# RULES CERTIFICATE

STATE OF WISCONSIN )  
 ) SS  
DEPT. OF INDUSTRY, )  
LABOR & HUMAN RELATIONS)

**RECEIVED**  
MAY 16 1984  
3:30  
Revisor of Statutes  
Bureau

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Howard S. Bellman, Secretary of the Department of Industry, Labor and Human Relations, and custodian of the official records of said department, do hereby certify that the annexed rule(s) relating to Apprenticeship in Family-Owned Construction Businesses were duly approved and adopted by this department on May 16, 1984.

*(Subject)*

*(Date)*

I further certify that said copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the department at 4:30 in the city of Madison, this 16<sup>th</sup> day of May A.D. 1984.

Howard S. Bellman  
Secretary

# ORDER OF ADOPTION

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Pursuant to authority vested in the Department of Industry, Labor and Human Relations by section(s) 106.01(a), Stats., the Department of Industry, Labor and Human Relations hereby  creates;  amends;  repeals and recreates; and  repeals and adopts rules of Wisconsin Administrative Code chapter(s):

Ind. 95.10 Apprenticeship in Family-Owned Construction Businesses  
(Number) (Title)

The attached rules shall take effect on the day following publication  
in the Wisconsin Administrative Register, pursuant to section  
227.026, Stats.

Adopted at Madison, Wisconsin, this 16<sup>th</sup>  
day of May, A.D., 1984.

DEPARTMENT OF INDUSTRY, LABOR AND HUMAN RELATIONS

Howard S. Bellman

Secretary



# RULES in FINAL DRAFT FORM

Rule: IND 95.10  
Relating to: Apprenticeship in Family-Owned Construction Businesses

Pursuant to the authority vested in the Wisconsin Department of Industry, Labor and Human Relations, by ss 106.01(a), Stats., the Wisconsin Department of Industry, Labor and Human Relations hereby adopts rules interpreting Ch. 106, Stats., as follows:

Section 1. Ind 95.10 is created to read:

Ind 95.10 FAMILY-OWNED CONSTRUCTION BUSINESS. (1) In this section, "family-owned construction business" means a construction business which is owned or a majority of whose stock is owned by one person or jointly by two persons who are related by blood or marriage.

(2) An owner of a family-owned construction business may select any of his or her sons or daughters or any person necessary to an affirmative action plan as an apprentice when the person has met the qualification standards for a trade and the business has met the qualification standards for training the type of apprentice involved.

(3) This section may not be used by a family-owned construction business to replace an apprentice already indentured to the business.

(4) Where conditions of employment of apprentices are stipulated by a collective bargaining agreement, the department will be guided in its actions under this section by the terms of the agreement. Such stipulated conditions may require that sons and daughters of owners receive the same treatment as all other apprenticeship applicants.

(Note: The qualification standards referred to in sub. (2) are set by joint apprenticeship committees and the department. Copies are available from the division of apprenticeship and training, P. O. Box 7946, Madison, WI 53707.)

Section 2. Effective Date

Pursuant to ss 227.026 (1)(intro), Stats., this rule shall take effect on the first day of the month following the date of publication in the administrative register.



State of Wisconsin \ Department of Industry, Labor and Human Relations

OFFICE OF THE SECRETARY

May 16, 1984

Room 401 GEF-1  
201 E. Washington Avenue  
P.O. Box 7946  
Madison, Wisconsin 53707  
Telephone 608/266-7552

The Honorable Carl Otte  
State Senator  
Joint Committee for Review of  
Administrative Rules  
31 South, State Capitol  
Madison, Wisconsin 53707

The Honorable William Rogers  
State Representative  
Joint Committee for Review of  
Administrative Rules  
113 North, State Capitol  
Madison, Wisconsin 53707

Dear Senator Otte and Representative Rogers:

Pursuant to your committee's request, attached is an implementation report regarding the following rule:

Rule: Ind 95.10

Rule Clearinghouse No. 83-103

Relating to: Apprenticeship in Family Owned Construction Businesses

1. Description of the rule.

The Rule codifies the Department's existing policy and procedures as they relate to parent/child apprenticeships in the construction industry.

2. Personnel involved in enforcing the rule.

The Rule will be enforced on a voluntary basis only (at the request of a qualified contractor) by any one of the 15 professional employees in the Division of Apprenticeship and Training.

3. How the rule will be enforced.

The Rule will be implemented only at the request of an employer or a Joint Apprenticeship Committee.

4. Comments and recommendations on statutory authority.

There are no comments and recommendations on statutory authority at this time.

Yours very truly,

Howard S. Bellman  
Secretary

*The Wisconsin Department of Industry, Labor and Human Relations*

May 17, 1984

Office of the Secretary  
201 E. Washington Avenue  
P.O. Box 7946  
Madison, Wisconsin 53707  
Telephone 608/266-7552

Gary Poulson  
Assistant Revisor of Statutes  
for Administrative Rules  
411 West, State Capitol  
Madison, Wisconsin

Douglas LaFollette  
Secretary of State  
Room 271, GEF-1  
201 East Washington Avenue  
Madison, Wisconsin

Dear Messrs. Poulson and LaFollette:

**RECEIVED**

MAY 16 1984

TRANSMITTAL OF RULE ADOPTION

Revisor of Statutes  
Bureau

CLEARINGHOUSE RULE NO. 83-103

RULE NO. IND 95.10

RELATING TO: Apprenticeship in Family-Owned Construction Businesses

Pursuant to section 227.023, Stats., agencies are required to file a certified copy of every rule adopted by the agency in the offices of the Secretary of State and the Revisor of Statutes.

At this time, the following material is being submitted to you.

1. Order of Adoption.
2. Rules Certificate Form.
3. Rules in Final Draft Form.

Pursuant to section 227.016 (6), Stats., a summary of the final regulatory flexibility analysis is also included.

Respectfully submitted,



Howard S. Bellman  
Secretary

cc: Agency Contact Person

*Revisor*

# FINAL REGULATORY FLEXIBILITY ANALYSIS

## Department of Industry, Labor and Human Relations

CLEARINGHOUSE RULE NO. 83-103

RULE NO. Ind 95.10

RELATING TO: Apprenticeship in Family Owned Construction Businesses

Final regulatory flexibility analysis not required. (Statement of determination required.)

Rule promulgated to aid small family owned construction businesses.

1. Reason for including or failing to include the following methods for reducing impact of the rule on small businesses: Less stringent compliance or reporting requirements; less stringent schedules or deadlines for compliance or reporting requirements; simplification of compliance or reporting requirements; establishment of performance standards to replace design or operational standards; exemption from any or all requirements.
  
2. Issues raised by small businesses during hearings, changes in proposed rules as a result of comments by small businesses and reasons for rejecting any alternatives suggested by small businesses.