

U.S. Department of Labor Employment and Training Administration Office of Apprenticeship (OA) Washington, D.C. 20210	Distribution: A-541 Hdqtrs A-544 All Field Tech A-547 SD+RD+SAA+; Lab.Com	Subject: Provisional Registration Code: 400
Symbols: DSNIP/FDK		Action: Immediate

PURPOSE: To inform Office of Apprenticeship staff, State Apprenticeship Agencies (SAA) staff, registered apprenticeship program sponsors and other registered apprenticeship partners of the definition and implications associated with provisional registration, as provided in § 29.3 of revised Title 29, Code of Federal Regulations (CFR) Part 29, Labor Standards for Registration of Apprenticeship Programs.

BACKGROUND: The U.S. Department of Labor’s Employment and Training Administration issued a final rule that updates Title 29, CFR Part 29 on October 29, 2008. The rule became effective on December 29, 2008.

Revisions to § 29.3(g) added a new provision for provisional registration, which is intended to enhance the performance of apprenticeship programs registered for Federal purposes by the OA and SAAs. Revised final § 29.3(g) provides that new programs that “meet the required standards for program registration must be given provisional approval for a period of 1-year.”

Provisional registration, as defined in § 29(2), Definitions, “means the 1-year initial provisional approval of newly registered programs that meet the required standards for program registration, after which program approval may be made permanent; continued as provisional, or rescinded following a review by the Registration Agency as provided for in the criteria discussed in § 29.3(g) and (h).”

The Registration Agency must review all new programs for quality and for conformity with the requirements of Title 29, CFR Part 29. Upon the completion of the quality assessment review by the registered apprenticeship field staff (which should be conducted by the end of first year of provisional registration), all provisionally registered programs that meet the required standards for program registration will be changed to permanent. Revised § 29.3(g)(2) states that a program not in operation or not conforming to the regulations during the provisional approval period must be recommended for deregistration procedures.

Programs not in full compliance, but making satisfactory progress at the end of the first year of registration may be continued to be provisionally approved through the first full training cycle.

Registered Apprenticeship Partners Information Data System (RAPIDS): For states that participate in the RAPIDS, starting January 2, 2009, the RAPIDS will label all newly registered programs with the status code “P” for “Provisional” for either the first year or through the first full training cycle.

State Registration Agencies that do not use RAPIDS must track provisionally registered apprenticeship programs.

It is important to note that provisionally registered programs continue to receive all rights, privileges and responsibilities associated with being a registered apprenticeship program for Federal purposes.

If you have any questions please contact Franchella Kendall, Chief of the Division of National Standards and Industry Promotion (DSNIP), at 202-693-3813.

ACTION: OA and SAA staff should familiarize themselves with this bulletin

NOTE: This bulletin is being sent via electronic mail.