



## October, 2018

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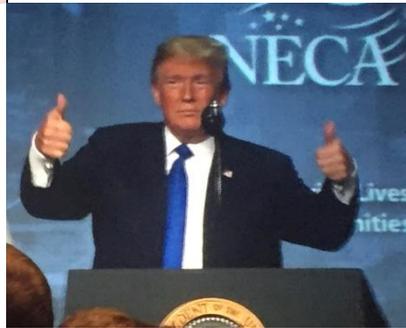
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### **PRESIDENT TRUMP ADDRESSES NECA CONVENTION**

For the first time in NECA's 117 year history, a sitting President of the United States addressed the membership. On October 2, 2018, President Donald Trump spoke to the attendees of the NECA Convention in Philadelphia.

Trump discussed the growing economy, tax reform, and apprenticeships during the Closing General Session and focused on business issues that are critical to the electrical construction industry. The President's visit comes on the heels of NECA signing the "Pledge to America's Workers" where we committed to help create 60,000 job opportunities over the next five years.

[VIEW FULL REMARKS FROM PRESIDENT TRUMP](#)



### **POLITICO ALERT**

www.PoliticoOnline.com "Connecting you to California"  
1127 11<sup>th</sup> St., Suite 747 / Sacramento, CA 95814 / (916) 466-3770 / FAX (916) 442-6437

### **POLITICO UPDATE**

#### **Governor Brown Signs Industry Supported PAGA Reform Bill**

In a major victory for the union construction industry, Governor Brown has signed AB 1654 which we were strongly supportive of. This measure waives the California Private Attorneys General Act (PAGA) within the construction industry for employees and employers covered by a valid Collective Bargaining Agreement (CBA) who agree to waive PAGA in the CBA.

PAGA provides employees with a private right of action against a California employer in order to collect penalties on behalf of the state's Labor and Workforce Development Agency (LWDA) for labor code violations. It is technically a type of qui tam claim. PAGA requires that 75 percent of any penalties

**TO BENEFIT ... PARTICIPATE!**

collected be paid to the LWDA, with the remaining 25 percent distributed to the aggrieved employees. More significantly, it also allows for attorneys to recoup their fees and costs in a successful suit.

The exposure PAGA placed on our contractors was significant and the need for reform was real. The United States Supreme Court recently issued a decision impacting class action waivers that resulted in upholding employment arbitration agreements, but the California Supreme Court and the Federal Ninth Circuit Court of Appeals have both previously held that an employee cannot waive a future PAGA claim vis a vis an arbitration agreement or class action waiver. AB 1654 provides clarity in this area for the union construction industry.

Specifically, AB 1654 waives PAGA claims (authorized under California Labor Code Sections 2698-2699.5) related to the Construction Industry for employers and employees that engaged in a Collective Bargaining Agreement (CBA) that expressly provides for:

- Wages, hours of work, working conditions, premium wage rates for overtime, and provides an hourly wage of not less than 30% more than the minimum wage.

- A grievance and binding arbitration procedure to redress violations.
- A waiver that addresses the requirements of PAGA in clear and unambiguous terms and authorizes the arbitrator to award any and all remedies otherwise available under PAGA (paying penalties to the state is specifically banned under the new law).

We cannot stress enough how significant of a victory this new law is for the union construction industry. AB 1654 strengthens and upholds the sanctity of CBAs. The measure acknowledges that CBAs, through grievance procedures, provide for a thorough, consistent and fair process to resolve disputes. Most importantly, AB 1654 is an excellent example of labor and management working together to improve and strengthen the union construction industry.

We would like to thank all the contractors who provided testimony of the need for reform, and helped pass this important bill for our industry.



## INTRODUCING: NECA'S CODES AND STANDARDS UPDATE

With over 100 years of active support in the National Electrical Code (NEC)® development process, NECA continues to be recognized as the leading voice of electrical contractors in the development of industry codes and standards.

Because our members turn to us for these important updates, NECA launched the first edition of it's new digital subscription, the [Codes & Standards Update](#).

This monthly update provides NECA member contractors and industry professionals with an email containing recent happenings in codes & standards and important announcements relating to jobsite rules and regulations, the NEC® and NECA's [National Electrical Installation Standards \(NEIS\)](#).

## NECA PRIVATE SITE OFFERS TOOLS

Don't forget! Members have access to a host of additional tools in the Chapter's private site! Log in to see what's available!



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## ONLINE TRAINING FOR CONTRACTOR LICENSING NOW AVAILABLE

NECA is now providing online code training that is eligible for continuing education credits in 31 states!

Available through the NECA Learning Center, these courses are available on-demand and meet the requirements for the individual states. For more information, visit [NECANET.ORG](http://NECANET.ORG)



## NASCLA ACCREDITED ELECTRICAL EXAMINATION PROGRAM

The National Association of State Contractors Licensing Agencies (NASCLA) has partnered with several industry stakeholders to create one nationally recognized accredited trade examination for electricians. NASCLA will offer (3) different open book electrical trade examinations through the NASCLA Accredited Electrical Examination Program: Electrical Contractors (Master/Unlimited Electricians), Journeyman Electricians and Residential Electrical Contractors (Residential Electricians).

Subject Matter Experts (SMEs) from around the country came together to work with NASCLA in developing the job analyses for each examination to represent the work performed in jurisdictions throughout the United States. NASCLA conducted national surveys of electricians in each category to aid the SMEs in the creation of each job analysis. The SMEs developed items based on the job analysis and vetted those questions during follow-up meetings. These job analyses, questions, and examinations were developed under the highest national psychometric and electrical standards.

The NASCLA Accredited Electrical Examination Program has been developed to: improve the overall quality and validity of trade licensing examinations in general for electricians; participating states will provide contractor mobility by allowing electricians the opportunity to cross state borders without having to take multiple electrical examinations.

Please note, the NASCLA Accredited Electrical Examination Program's administration process will differ from the NASCLA Accredited Examination for Commercial General Building Contractors. Candidates will only be able to take an examination within the program through an administering state agency; it will not be available as a national, stand alone examination through an independent testing provider.

Once a candidate has taken and passed a NASCLA Accredited Examination, their information is stored in the NASCLA National Examination Database (NED). Candidates can electronically send a regulatory agency their transcript through the database to alert the agency that they have passed one or more of the examinations. Regulatory agencies can then pair the transcript with the candidate's license application.

As of August 15, 2018, the NASCLA Accredited Electrical Examination Program is ready for state adoption.

## NEW REQUIREMENT FOR RESIDENTIAL SOLAR ENERGY SYSTEM CONTRACTORS

The Contractors State License Board (CSLB) is notifying the California construction industry that effective January 1, 2019, contractors who install residential solar energy systems will be required to comply with a new consumer notice requirement.

Assembly Bill 1070, Stats of 2017, Ch 662 established [Business and Professions Code \(BPC\) section 7169](#). This new law requires the CSLB, in collaboration with the California Public Utilities Commission (PUC), to develop and make a solar energy system disclosure document available on its website by July 1, 2018. The disclosure document must be provided to consumers prior to the completion of a sale, financing or lease of a system. CSLB posted online a proposed [one-page Solar](#)

[Energy System Disclosure Document](#) on June 29, 2018 and indicated the document was pending PUC approval.

At the August 23rd, 2018 meeting, the PUC approved Final Resolution [M-4836](#) to endorse PUC staff's collaboration with CSLB to draft consumer disclosures required by AB-1070 and approved the Solar Energy System Disclosure Document posted on the CSLB's website.

***Contractors will be required to comply with this new requirement beginning January 1, 2019.***

Some of the requirements of BPC section 7169 include:

- Solar energy system companies must provide the Solar Energy System Disclosure Document to consumers printed in boldface 16-point font on either the front or cover page of every solar energy contract prior to completing a sale, financing or lease of a solar energy system to be installed on a residential building.
- The disclosure document and the contract must

be written in the same language principally used in the oral sales presentation or the marketing materials provided to the consumer. [English](#) and [Spanish](#) versions of the disclosure document are available on CSLB's website. The contractor must translate the document into other languages, as necessary.

- If the sale of the solar energy system utilizes Property Assessed Clean Energy (PACE) financing, the PACE Financing Estimate and Disclosure form may be used in place of the new solar energy system disclosure document. The PACE form is available on the [California Legislative Information website](#) and [State Assembly website](#).

PACE contractors must still comply with the current home improvement disclosure requirements of the [California State License Law](#).



## UPCOMING CLASSES OFFERED THROUGH THE JATC

### SIGNIFICANT CHANGES TO THE CODE

A Significant Changes to the Code series, with instructor David Martinez is scheduled for **October 16, 2018 from 5:30 pm to 8:30 pm** and will be held the third Tuesday of the month. Drop on in! You are welcome to attend one class or as many as you like in this series. This is a (3) hour class. ***The series has been renewed!***

### CPR/FIRST AID

The next CPR/First Aid (with Blood Borne Pathogens) will be offered **Saturday, November 17<sup>th</sup> from 8 am to 1 pm**. Call Stacy at the JATC office for details and sign up for upcoming classes.

### CALCTP-AT

The JATC is also taking sign-ups for the California Advanced

Lighting Controls Training Program-Acceptance Testing (CALCTP-AT) with Instructor Stephen Slovacek. This class is a total of 24 hours. The class schedule will be attendance. The prerequisite for this class is completion of the 50-hour CALCTP. An application form must be completed prior to starting class. To register for this class there is a \$225 application/record maintenance fee. Go online to [goo.gl/qkW7Al](http://goo.gl/qkW7Al) to complete an application and pay the application/record maintenance fee. There is a \$125 stipend available upon successful completion provided by the Monterey Bay LMCC.



### EVITP - CONDENSED

EVITP 3.0 Class Electric Vehicle Infrastructure Training Program (EVITP) 3.0 with Instructor Stephen Slovacek. This class is a condensed version of the 35-hour course. It is a prerequisite for EVITP that you are a California Certified General Electrician. As a bonus, there is a \$125 stipend available upon successful completion provided by the Monterey Bay LMCC. Call Stacy for more information.

## CONGRATULATIONS TO THOSE COMPLETING UPGRADE CLASSES

Congratulations to the following individuals who have recently completed classes offered through the apprenticeship program! We appreciate your commitment to the industry!

### CPR/FIRST AID WITH BLOOD BORNE PATHOGENS

- Brandon Alvarez
- Miguel Bustos
- Alex Clayton
- Thomas Durham
- Richard Edwards
- Jonathan Goddard
- Andy Hartmann
- Glenn Herrera
- Philippe Miccoli
- Patricio Ortiz
- Alberto Rangel
- Richard Stone
- Murray Temple
- Robert Valenzuela

### 2017 SIGNIFICANT CHANGES

- Will Nunes
- Ralph Yniguez

### FOREMAN DEVELOPMENT SERIES

09/10/18:

- Nick Prelgovisk
- Andy Gattis
- Will Nunes
- Tom Thoma

09/17/18:

- Nick Prelgovisk
- Abraham L. Adams



## APPRENTICE OF THE MONTH

The Apprentice of the Month program is sponsored by Milwaukee Tools. The goal is to encourage apprentice participation and reward a high performing student for achieving outstanding results both in the classroom and on the job. For September 2018 the JATC has chosen to recognize: 2<sup>nd</sup> year: **Ashley Gibson** as the Milwaukee Apprentice of the Month. The apprentice of the month will have a dedicated parking space at the Training

Center and also receive a gift provided by Milwaukee.

## APPRENTICE APPLICATION INFORMATION

The Tri-County Electrical JATC accepts applications on a year-round basis. For more information regarding the process, please click in the following link:

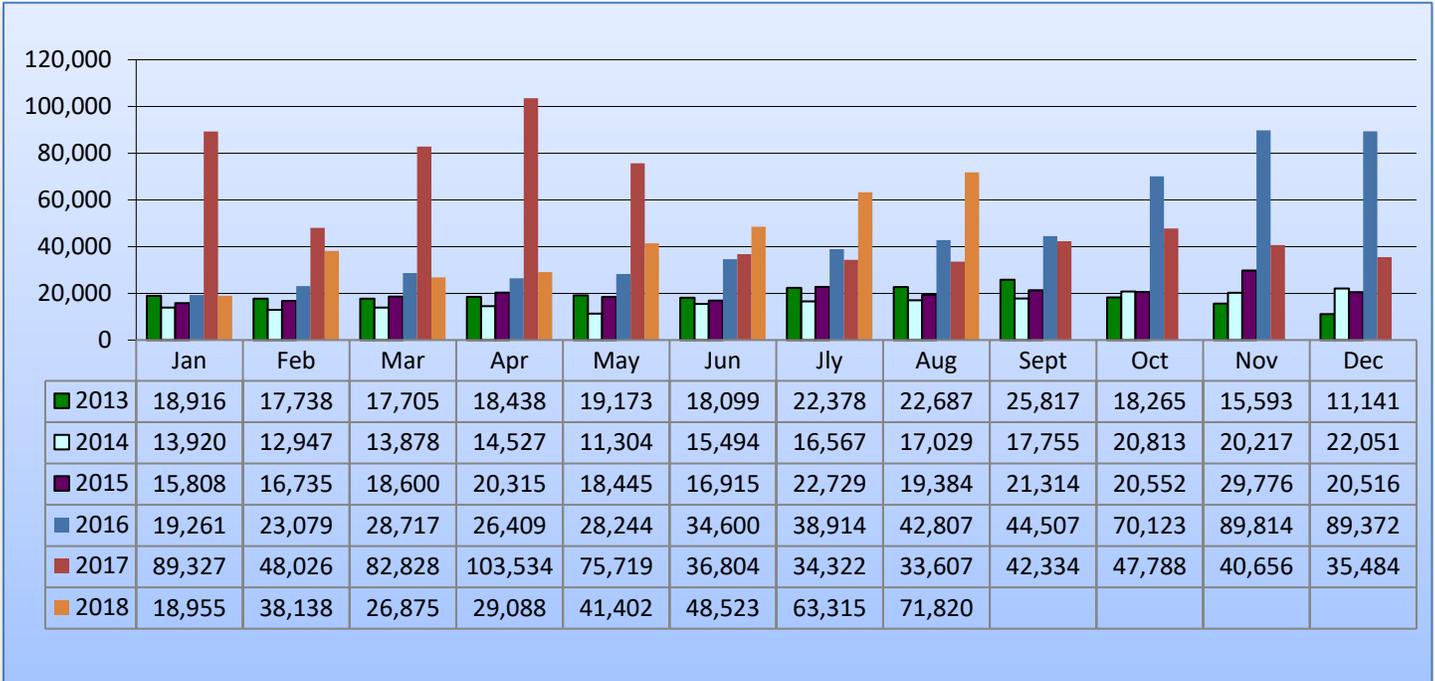
### [JATC INFORMATION](#)

## AVAILABILITY LIST UPDATE

On the Inside Out-of-Work List, there are 18 on Book 1, 40 on Book 2, 15 on Book 3 and 6 on Book 4. There are 0 on Book 2 for Sound & Comm. There are 10 on CW Book 1 and 151 on CW Book 2. There are 5 Inside apprentices available for work at this time.

Don't Be  
*Busy*  
Be  
*Productive*

# INSIDE MONTHLY HOURS REPORT



# Upcoming Events



September 29-October 2, 2018

Board of Governors Meeting  
&  
NECA Convention  
Philadelphia, PA

October 11, 2018

Board of Directors Meeting

October 24-25, 2018

“The Bob” Golf Tournament  
Grand Del Mar Golf Course  
San Diego, CA

November 30, 2018

NECA Christmas Party  
Monterey Bay Aquarium  
Monterey, CA  
(By Invitation Only)

April 1-4, 2019

NECA Now  
Phoenix, AZ

June 25-27, 2019

District Nine Meeting  
Monterey, CA