

1 IN THE HOUSE

BY JUDICIARY COMMITTEE

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CS FOR HOUSE BILL NO. 311

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIRST LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act establishing a board of electrical examiners; providing for the licensing of electrical contractors; providing fees and penalties; and providing for an effective date."

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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Section 1. There is hereby created a Board of Electrical Examiners which shall consist of three members all of whom shall be persons who are licensed electrical contractors as hereinafter defined. The members of the board shall be appointed by the governor and confirmed by the legislature for staggered terms of three years, or until their successors are appointed, and may be removed at the pleasure of the governor. The board shall elect one of its members as chairman.

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Sec. 2. The board shall hold a regular annual meeting and may hold special meetings at the call of the chairman of the board with prior approval of the governor. Two members shall constitute a quorum. The board shall issue rules and regulations, subject to the Administrative Procedure Act, relating to the examination and licensing of electrical contractors as provided in subparagraph d. of section 3, and the suspension or revocation of such licenses pursuant to section 4 a. hereof. Licensing examinations, under the supervision of the chairman of the board or his designee, shall be conducted at least twice during each year at any appropriate

1 places in the state.

2           Sec. 3. a. The term "Electrical Contractor" shall mean any  
3 person, firm, partnership or corporation engaged in the business  
4 of, or purporting to be engaged in the business of, installing or  
5 repairing, or contracting to install or repair, any electrical  
6 wiring, conduits, devices, fixtures, equipment or other electrical  
7 materials for transmitting, using or consuming electrical energy.

8           b. The term "Electrical Wiring" shall mean and include all  
9 wiring, fixtures, conduits, appliances, devices, equipment, over-  
10 head or underground wiring systems, or any other equipment in  
11 connection with the general distribution or utilization of elec-  
12 trical energy.

13           c. No person, firm, partnership or corporation shall act as  
14 an electrical contractor in Alaska without first being licensed  
15 by the board.

16           d. Application for a license, and supporting information,  
17 shall be made and given in such form as the board shall prescribe.  
18 Each person applying shall be examined to determine his knowledge  
19 of electrical installations and wiring, familiarity with the regu-  
20 lations as laid down in the National Electrical Code and the  
21 National Electrical Safety Code, both as approved by the American  
22 Standards Association, other installation and safety regulations  
23 approved by the American Standards Association, and his personal  
24 skill and ability.

25           e. Each applicant, other than an individual, shall designate  
26 a supervisory employee or member of the firm to take the required  
27 examination, who shall be designated as administrator under the  
28 license. No person may qualify as administrator under more than  
29 one license. If the relationship of the administrator with the

1 firm or corporation applicant is terminated, the license shall  
2 become void within ninety days unless another administrator is  
3 qualified by the board. Licenses issued hereunder shall be valid  
4 for one year after issuance, unless sooner revoked or suspended;  
5 are non-transferable; and may be renewed without further examina-  
6 tion by appropriate application.

7 f. Each successful applicant for examination shall receive  
8 an appropriate certificate of license which shall thereafter be  
9 prominently displayed, while in effect, in the holder's principal  
10 place of business. Each applicant shall pay an original license  
11 fee of \$100.00; the fee for renewal shall be \$50.00. Applicants  
12 who have been engaged in the electrical contracting business in  
13 Alaska for one year or more prior to the effective date of this  
14 Act, shall upon making satisfactory showing of qualifications to  
15 the board, be licensed without examination.

16 Sec. 4. a. The board may suspend or revoke any license upon  
17 a finding that:

18 (1) The application therefor is fraudulent or misleading.

19 (2) The licensee has knowingly violated this Act or any  
20 lawful rule, order or regulation of the board.

21 (3) The licensee is incompetent, or has engaged in  
22 fraudulent practices.

23 b. Notice of any proposed suspension or revocation of license  
24 shall be given in writing, stating the grounds therefor; all  
25 proceedings shall be governed by the provisions of the Administra-  
26 tive Procedure Act.

27 Sec. 5. The board may make or cause to be made any special  
28 inspection or investigation into the work of any licensee which may  
29 be deemed necessary, and shall have the power to issue subpoenas

1 and process compelling the attendance of any person and the produc-  
2 tion of any papers or books, for the purpose of such investigation  
3 and examination, and shall have the power to administer oaths  
4 when required, and to petition any court of this state to enforce  
5 such subpoenas and process or to compel such testimony.

6 Sec. 6. Members of the board shall receive such payments,  
7 per diem allowances and transportation expenses as are allowed and  
8 paid members of other state examining and licensing boards.

9 Sec. 7. The budgeting, clerical and recording functions of  
10 the Board of Electrical Examiners is assigned to the Department of  
11 Commerce.

12 Sec. 8. No person, firm, partnership or corporation engaged  
13 in (a) electrical construction and maintenance of electrical wiring  
14 for the generation and distribution of electrical current where such  
15 wiring is an integral part of a system owned and operated by a pub-  
16 lic service corporation or the light and power department of a  
17 municipality and the work is performed by the employees of that  
18 public utility or municipality; (b) the operation, maintenance, or  
19 repair of telephone, telegraph, signal or communication systems, or  
20 of a television or radio broadcasting station; or (c) the manu-  
21 facture or repair of electrical apparatus or equipment shall be  
22 subject to this Act.

23 Sec. 9. No person is required to obtain an electrical con-  
24 tractor's license to make an electrical installation on residential  
25 property which is owned by the installer or a member of his  
26 immediate family and not intended for sale at the time of making  
27 the installation.

28 Sec. 10. Any person or persons who shall knowingly violate  
29 any of the provisions of this Act, or who shall knowingly violate

1 any valid rule, regulation or order of the board, shall be deemed  
2 guilty of a misdemeanor, and upon conviction thereof may be fined  
3 not more than \$300.00, or may be imprisoned for not more than 60  
4 days, or may be both fined and imprisoned.

5 Sec. 11. This Act takes effect on the day after its passage  
6 and approval or on the day it becomes law without such approval.

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