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HOUSE COMMITTEE REPORT

(11)

Date referred: 2/25/87

FURTHER REFERRALS:

DATE: 1-18-88

Finance

The _____ Committee has considered HB 116

"An Act extending the termination date of the Board of Electrical Examiners; and providing for an effective date."

RECOMMENDS:

- replace with CS HB 116 (FIN) [] the same title
- [] attached amendment(s) [X] a new title
- do pass
- [] do not pass
- [] no recommendation
- [] individual recommendations
- [] additional referral to the _____ Committee

ADOPTS: [] _____ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact [] same as previous fiscal note published _____
- [] zero fiscal note [] same as previous zero fiscal note published _____
- [] zero with analysis

SIGNING DO PASS:

Lee Adams
Pat Fouchot
Ronald Wilson
Charles
John A. Rieger
Ray Brown
Mike Davis
Mark Boyer

SIGNING OTHER RECOMMENDATIONS:

John G. - A.P.
Don No. rec.
Kay Walker

Lee Adams
 Chairman's signature

FISCAL NOTE

REQUEST:

Revision Date: January 12, 1988 Agency Affected: Commerce & Economic Dev.
 Title: An Act extending the termination date of the Board of Electrical Examiners;... BRU: Occupational Licensing
 Sponsor: Reps. Sund, Boyer, Davis, Koponen, Components: _____
 Requestor: _____ & Ellis _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL		4.4	4.4	4.4	4.4	4.4
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER	0	4.4	4.4	4.4	4.4	4.4
TOTAL	0	4.4	4.4	4.4	4.4	4.4

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS : (Attach a separate page if necessary) The Board of Electrical Examiners was sunsetted on June 30, 1987 although the licensing function continued to be administered by the Division of Occupational Licensing. Travel funds for the board were not included in the FY 89 operating budget request and therefore, this fiscal note addresses the funds needed to conduct board meetings. Funding is anticipated to be covered by program receipts.

Prepared by: Jennifer Strickler, Mgmt. Analyst Phone: 465-2144
 Division: Occupational Licensing Date: 1/12/88

Approved by Commissioner: J. Anthony Smith Date: _____
 Agency: Commerce and Economic Development

Distribution (by preparer):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Original sponsors: Sund, Boyer,
Davis, et al.

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 116 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Board of Electrical Examiners;
7 and providing for an effective date."

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

9 * Section 1. AS 08.01.010 is amended by adding a new paragraph to read:

10 (28) Board of Electrical Examiners (AS 08.40.011)

11 * Sec. 2. AS 08.01.050(a) is amended to read:

12 (a) The department shall perform the following administrative
13 and budgetary services when appropriate:

14 (1) collect and record fees;

15 (2) maintain records and files;

16 (3) issue and receive application forms;

17 (4) notify applicants of acceptance or rejection as deter-
18 mined by the board or as determined by the department under AS 08.11
19 for audiologists, [UNDER AS 08.40 FOR ELECTRICAL ADMINISTRATORS,]
20 under AS 08.45 for naturopaths, or under AS 08.55 for hearing aid
21 dealers;

22 (5) designate dates examinations are to be held and notify
23 applicants;

24 (6) publish notice of examinations and proceedings;

25 (7) arrange space for holding examinations and proceedings;

26 (8) notify applicants of results of examinations;

27 (9) issue licenses or temporary licenses as authorized by
28 the board or as authorized by the department under AS 08.11 for
29 audiologists, [UNDER AS 08.40 FOR ELECTRICAL ADMINISTRATORS,] under

1 AS 08.45 for naturopaths, or under AS 08.55 for hearing aid dealers;

2 (10) issue duplicate licenses upon submission of a written
3 request by the licensee attesting to loss of or the failure to receive
4 the original and payment by the licensee of a fee established by
5 regulation adopted by the department;

6 (11) notify licensees of renewal dates at least 30 days
7 before the expiration date of their licenses;

8 (12) compile and maintain a current register of licensees;

9 (13) answer routine inquiries;

10 (14) maintain files relating to individual licensees;

11 (15) arrange for printing and advertising;

12 (16) purchase supplies;

13 (17) employ additional help when needed;

14 (18) perform other services that may be requested by the
15 board;

16 (19) provide inspection, enforcement, and investigative
17 services to the boards and for the occupations listed in AS 08.01.010,
18 regarding all licenses issued by or through the department;

19 (20) retain and safeguard the official seal of a board and
20 prepare, sign, and affix a board seal, as appropriate, for licenses
21 approved by a board.

22 * Sec. 3. AS 08.03.010(c) is amended by adding a new paragraph to read:

23 (21) Board of Electrical Examiners (AS 08.40.011) --
24 June 30, 1991.

25 * Sec. 4. AS 08.40 is amended by adding a new section to read:

26 Sec. 08.40.011. BOARD OF ELECTRICAL EXAMINERS. (a) There is
27 created the Board of Electrical Examiners consisting of three members,
28 two of whom are licensed electrical administrators and one of whom is
29 a public member.

1 (b) The board shall meet at least annually. The board may also
2 meet at other times as determined by the board.

3 * Sec. 5. AS 08.40.045 is amended to read:

4 Sec. 08.40.045. CATEGORIES OF LICENSES. The board [DEPARTMENT]
5 may adopt regulations establishing categories of electrical adminis-
6 trators, establishing qualifications for those categories and the
7 content of examinations for applicants for each category.

8 * Sec. 6. AS 08.40.050 is amended to read:

9 Sec. 08.40.050. REGULATIONS. The board [DEPARTMENT] shall adopt
10 regulations subject to the Administrative Procedure Act (AS 44.62),
11 relating to the examination and licensing of electrical administra-
12 tors, the establishing of the continued competency of an applicant for
13 license renewal and reinstatement, and the suspension or revocation of
14 licenses.

15 * Sec. 7. AS 08.40.060 is amended to read:

16 Sec. 08.40.060. EXAMINATIONS. A licensing examination shall be
17 offered [CONDUCTED] by the board [DEPARTMENT] at least twice during
18 each year at appropriate places in the state.

19 * Sec. 8. AS 08.40.120(b) is amended to read:

20 (b) If an applicant for a license submits proof satisfactory to
21 the board [DEPARTMENT] that the applicant is licensed as an electrical
22 administrator or the equivalent by another state or territory, that
23 the applicant meets qualifications established by the board [DEPART-
24 MENT] under AS 08.40.045, and that the applicant has passed an ex-
25 amination equivalent to the test administered under (a) of this sec-
26 tion except insofar as that examination tests knowledge and skill
27 particularly required to meet the environment and usages of the trade
28 peculiar to Alaska, the board [DEPARTMENT] shall waive all of the
29 examination required under (a) of this section except those parts that

1 test knowledge and skill particularly required to meet the environment
2 and usages of the trade peculiar to Alaska.

3 * Sec. 9. AS 08.40.170(a) is amended to read:

4 (a) The board [DEPARTMENT] may suspend, revoke, or refuse to
5 grant a license upon a finding that

6 (1) the application is fraudulent or misleading;

7 (2) the licensee has knowingly violated this chapter or a
8 lawful rule, order, or regulation of the board [DEPARTMENT];

9 (3) the licensee is incompetent, or has engaged in fraudu-
10 lent practices.

11 * Sec. 10. AS 08.40.180 is amended to read:

12 Sec. 08.40.180. VIOLATION OF CHAPTER. A person who knowingly
13 violates this chapter, or who knowingly violates a valid rule, regu-
14 lation, or order of the board [DEPARTMENT], is guilty of a misde-
15 meanor, and upon conviction is punishable by a fine of not more than
16 \$300, or by imprisonment for not more than 60 days or by both.

17 * Sec. 11. AS 08.40.200 is amended by adding a new paragraph to read:

18 (6) "board" means the Board of Electrical Examiners.

19 * Sec. 12. This Act takes effect July 1, 1988.
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Original sponsors: Sund, Boyer,
Davis, et al.

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BY THE FINANCE COMMITTEE

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4 FIFTEENTH LEGISLATURE - SECOND SESSION

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FISCAL NOTE

REQUEST:

Revision Date: _____ Agency Affected: Labor
 Title: "An act extending the termination date of the Board of Electrical Examiners." BRU: Labor Standards and Safety
 Sponsor: Sund. et. al. Components: Mechanical Inspection
 Requestor: House Finance

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Tom Stuart MRA

Prepared by: Tom Stuart, Director Phone: 264-2452
 Division: Labor Standards and Safety Date: 1/14/88

Approved by Commissioner: Jim Sandson *Jim Sandson* Date: 1/14/88
 Agency: Labor

Distribution (by preparer):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: "An Act Creating the Board of
Electrical Examiners, Relating to the
Principal Executive Officer of the State
Medical Board; and Providing for an
Effective Date."
Sponsor: Sund, Boyer, Davis, et al.
Requestor: _____

Agency Affected: Dept. of Administration
BRU: Division of Personnel

Components: Centralized Administrative Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

Prepared By: Diana DeSimone
Division: Personnel

Phone: 465-4430
Date: February 23, 1988

Approved by Commissioner: John M. Andrews
Agency: Department of Administration

Date: 3/2/88

Distribution (by preparer):
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

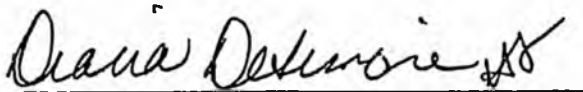
MAR 4 1988

POSITION PAPER
Bill CS#B 116 (Finance) am.

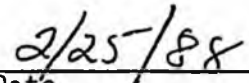
Section 12 of this bill amends AS 39.25.120(c)(9) to add the principal executive officer of the State Medical Board to the Partially Exempt Service. Positions in the Partially Exempt Service are included in the position classification and pay plan established under Chapter 39 but are exempt from personnel rules relating to selection, probationary periods, permanent status, rehires, layoff, and appeal.

The placement of the Medical Board's Chief Executive Officer in the Partially Exempt Service is statutorily consistent since AS 39.25.120(c)(9) places the executive officer of eleven other boards, commissions, or councils, in the Partially Exempt Service.

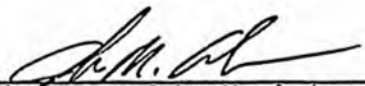
Position: Support.



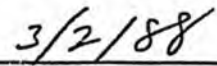
Diana DeSimone, Director
Division of Personnel



Date



Commissioner John M. Andrews
Department of Administration



Date

FISCAL NOTE

REQUEST:

Revision Date: January 12, 1988 Agency Affected: Commerce & Economic Dev.
 Title: An Act extending the termination date of the Board of Electrical Examiners;... BRU: Occupational Licensing
 Sponsor: Reps. Sund, Boyer, Davis, Koponen, Components: _____
 Requestor: _____ & Ellis _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL		4.4	4.4	4.4	4.4	4.4
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER	0	4.4	4.4	4.4	4.4	4.4
TOTAL	0	4.4	4.4	4.4	4.4	4.4

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS : (Attach a separate page if necessary) The Board of Electrical Examiners was sunsetted on June 30, 1987 although the licensing function continued to be administered by the Division of Occupational Licensing. Travel funds for the board were not included in the FY 89 operating budget request and therefore, this fiscal note addresses the funds needed to conduct board meetings. Funding is anticipated to be covered by program receipts.

Prepared by: Jennifer Strickler, Mgmt. Analyst Phone: 465-2144
 Division: Occupational Licensing Date: 1/12/88

Approved by Commissioner: J. Anthony Smith Date: _____
 Agency: Commerce and Economic Development

Distribution (by preparer):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

JOHN SUND, REPRESENTATIVE

*2504 2nd Avenue
Ketchikan, Alaska 99901
(907) 225-5552*

*While in Juneau
P. O. Box V
Juneau, Alaska 99811
(907) 465-4919*

January 13, 1988

COMMENTS TO THE HOUSE FINANCE COMMITTEE

RE: CSHB 116 "An Act creating the Board of Electrical Examiners; and providing for an effective date."

.....
In an effort to extend the termination date of the Board of Electrical Examiners, I sponsored HB 116. As this bill and its companion SB 111 failed to pass last session and the board expired. This session HB 116 has been revised to provide for the creation of a new Board.

The Board of Electrical Examiners was established to protect the safety of people and property in the State from the danger of improperly installed electrical wiring and equipment. The Board must also adopt procedures to assure the public that persons responsible for making electrical installations in this state are qualified and in sufficient numbers.

A seven member Ad Hoc Committee, made up of union and non-union electrical contractors, instructors and union representatives, formed during the summer of 1986 to address the Legislative Audit. The committee found that the licensing function of the Electrical Administrators should continue to be regulated by the Board.

The Board members have expertise in electrical trades, and they take pressure off Department staff by assisting license applicants with questions and adopting regulations regarding qualifications, license renewal and revocation.

Bill No. House Bill 116

Date February 23, 1987

Title "An Act extending the termination date of the Board of Electrical Examiners."

Contact: Tom Stuart
465-4870

Eileen Plate
465-2700

House Bill 116 extends the termination date of the Board of Electrical Examiners to June 30, 1990. The Board is presently operating under the one-year termination period provided under AS 08.03.020, and it will be dissolved on June 30, 1987 if legislation is not passed to extend the termination date.

Under AS 08.40.005, the purpose of the Board of Electrical Examiners is "to protect the safety of people and property in the state from the danger of improperly installed electrical wiring and equipment by providing a procedure to assure:

- 1) the public that persons responsible for making electrical installations in this state are qualified; and
- 2) a sufficient number of persons are so qualified".

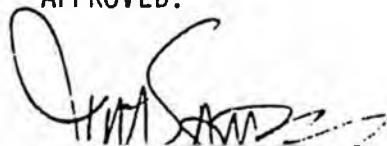
The Board carries out its responsibilities by examining and licensing electrical administrators, and by suspending and revoking the licenses of persons who fail to perform competently. Electrical administrators are held accountable by the Board for electrical work performed under their individual licenses.

Continuation of the Board of Electrical Examiners will assist in protecting the public from life safety hazards and from financial losses that result from improper or faulty electrical installations.

The Department of Labor supports House Bill 116.

It will not have a fiscal impact on the Department.

APPROVED:


Jim Sampson, Commissioner
Department of Labor

HB 116: An Act extending the termination date of the Board of Electrical Examiners; and providing for an effective date.

HB 116 extends the termination date for the Board of Electrical Examiners from June 30, 1986 to June 30, 1990. The board is currently in its final year of existence for the purposes of concluding its affairs in accordance with AS 08.03.020(a). Unless the termination date is extended, the board will cease to exist on June 30, 1987.

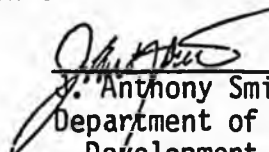
The September 1985 performance audit of the Board of Electrical Examiners identified areas of concern regarding the responsibilities and conduct of the board and, thus, recommended sunset. Since the audit, the board has devoted its efforts to complying with the audit recommendations and to satisfying those identified areas of concern. In compliance with the audit report, the board has developed regulations to require evidence that electrical jobs have been personally inspected by electrical administrators. They have also revised their procedures for approving applicants by designating a check list to ensure applications are complete prior to review.

Another area of major concern identified in the audit was the examination. In the past, examinations combined categories such as outside linework with outside communication questions and inside wiring with inside communications questions. The average failure rate for the examination was 73%. Since the audit, the examination was revised by the board to separate these categories of questions. However, the average failure rate for the examination is still 61%. The department is concerned that the high failure rate may be attributed to the quality of the examination and would recommend the board conduct an analysis of the exam.

Another recommendation contained in the audit was for the board to improve communications with the Department of Labor so that violations are reported in order for the board to take necessary action.

Daily coordination and communication now occur between the investigations unit of the Division of Occupational Licensing, and inspectors of the Department of Labor. However, there is no formal mechanism for reporting violations. The department intends to implement a quarterly report of enforcement activity to be exchanged with the Department of Labor and will request that the same be done by Labor.

In summary, the department maintains its support for continuation of the licensing of electrical administrators and recognizes the fact that the Board of Electrical Examiners performs many functions which the Division of Occupational Licensing currently is unable to provide. For example, the board has the expertise needed to evaluate the work experience of applicants, conduct exam reviews, and provide an appeals process for individuals who fail the examination. For these reasons, the department does not oppose the continuation of the board.


J. Anthony Smith, Commissioner
Department of Commerce & Economic
Development

**STATE OF ALASKA 1987 LEGISLATIVE SESSION
FISCAL NOTE**

REQUEST: _____

Bill Version: HB 116
Publish Date: 2/11/87

Revision Date: _____

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Components: All

Requestor: & Ellis

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TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL						
---------	--	--	--	--	--	--

REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Funding for continuation of the Board of Electrical Examiners is budgeted for in the department's FY 88 operating budget request and is anticipated to be covered primarily through program receipts.

Prepared by: Jennifer Strickler, Management Analyst
Division: Occupational Licensing

Phone: 465-2144
Date: 2/23/87

Approved by Commissioner: Anthony Smith
Agency: Commerce and Economic Development

Date: _____

Distribution (by preparer):
Legislative Finance
Legislative Sponsor

AD HCC COMMITTEE PERTAINING TO THE BOARD OF ELECTRICAL EXAMINERS

POSITION PAPER

For "An act extending the termination date of the Board of Electrical Examiners; and providing for an effective date."

This position paper is a product of an Ad Hoc Committee which was formed during the summer of 1986, to address the "sunsetting" review of the Board of Electrical Examiners under AS 08.40.005. The Committee is comprised of the following members representing their respective organizations:

- Dixie Hudish - Government Relations Representative,
Chair
IBEW Local No. 1547
- Don Lederhos - Raven Electric (non-union
electrical contractor)
- Walt Gardner - Chairman for the Board of Electrical
Examiners
- John Hopkins - NECA/IBEW Electrical
Apprenticeship School
- Don Cather - Chief Mechanical Inspector, Department of
Labor
- Dick Wyland - Chairman, Alaska Chapter of the
International Association of
Electrical Inspectors
- Stan Hafferman - Communications Representative, IBEW Local
No. 1547

The Department of Commerce and Economic Development was contacted (former Commissioner Lounsbury, See Attached Letter), and has been kept abreast of the activities of the Committee as well as the National Electrical Contractors' Association, (NECA) and the Department of Labor, (DOL) (former Commissioner Robison, See Attached Letter). Minutes of all meetings were recorded.

Below is a summary of the purpose of the Electrical Examiners' Board, its organization, and functions of responsibility.

I. PURPOSE OF THIS COMMITTEE

Primary purpose of this Committee is to make recommendations concerning the "continuing or sunseting" of the Board of Electrical Examiners during the Legislative session.

II. PURPOSE OF THE BOARD OF ELECTRICAL EXAMINERS

Section AS 08.40.005, for the purpose of establishing the Board -- "to protect the safety of people and property in the State from the danger of improperly installed electrical wiring and equipment, to provide a procedure to assure the public: 1) that persons responsible for making electrical installations in this State are qualified; and, 2) a sufficient number of persons are so qualified."

III. ORGANIZATION OF THE BOARD

Members: Two licensed Electrical Administrators; one public member.

Appointed by: The Governor and confirmed by the Legislature

Terms: Three (3) year terms -- staggered;
limited to two terms

Staff: One part-time investigator (as assigned for reported infractions) and one part-time Licensing Examiner.

Board Meetings: One regular annual meeting.

IV. FUNCTIONS OF RESPONSIBILITY OF THE BOARD

1. Qualifies an applicant in order to take an exam for an Electrical Administrator's license.
2. Adopts regulations establishing categories of Electrical Administrators, establishing qualifications for those categories, and the content of examination for applicants for each category.
3. Establishes the continued competency of an applicant for license renewal and reinstatement, and the suspension and revocation of licenses.
 - (a) Continuing education for renewal of an Electrical Administrator's license is required when the National Electrical Code or the National Electrical Safety Code is revised.

(b) For license renewal, applicant must attend at least an eight (8) hour Board approved course.

4. Adopts regulations relating to the examination and licensing of Electrical Examiners (monitors and administers the examination). A licensing exam shall be conducted at least twice during each year at appropriate places in the State.

5. Investigation by the Board. The Board is responsible in responding to complaints by the public for unsafe installation violations. The Board may make, or have made, a physical inspection or investigation into the work of a licensee, which it considers necessary. May issue subpoenas and process, compelling the attendance and production of any papers for purpose of investigation and examination.

AD HOC'S COMMITTEE'S FINDINGS

The Ad Hoc Committee examined the Legislative Audit of September 25, 1985, and concluded the following:

Legislative Audit Recommendation No. 1:

The Legislative Audit points out that "the licensing and regulation of electrical administrators can be adequately performed in the absence of the Board."

The Committee opposes this finding. The Committee felt strong in supporting a non-partisan Board which will provide the procedures in insuring the public that persons responsible for making the electrical installations in the State are qualified and competent.

The Committee further finds the importance to provide the public with a non-partisan Board of Electrical Examiners which will hold fair and impartial hearings to revoke, suspend, or deny licenses as stipulated under the present statute.

The Committee finds that the licensing function of the Electrical Administrators should continue to be regulated.

In order to protect the public it is found that contractor compliance with the electrical code is essential.

It is vital to the public's safety to have one person accountable, the licensed Electrical Administrator, for all electrical work performed by his employer, and/or his employees, or by himself to be in compliance with installation laws, current

wiring and safety codes. The State has a responsibility to the public to insure that persons responsible for making electrical installations in this State be qualified.

Poor electrical wiring, by irresponsible and incompetent electrical installers will cause irreparable harm to the public. Life safety hazards will result from inadequate electrical installation, financial loss will result from damaged property caused by fire.

Legislative Audit Recommendation No. 2:

The Committee agreed that "the Board should require evidence of personal supervision to insure that jobs have been inspected". The Board has recently implemented an affidavit to be notarized which will:

- A. Insure evidence of jobs being personally inspected by Electrical Administrators.
- B. Help with the problem of absentee administrators by requiring them to personally inspect the work.
- C. Be required when, and if, the authority having jurisdiction deems it necessary.

NOTE: Electrical Administrators can only be licensed to a single contractor.

Legislative Audit Recommendation No. 3:

"The Board should clarify regulations relating to the scope of examinations in order to be consistent with other regulations pertaining to scope of licenses."

The Board has made changes revising examinations for the various licensed categories in order to be consistent with other regulations and in response to public input.

Regulations have been revised to reflect:

- A. That a person holding a current license in outside line work will not be granted a license in outside communication without taking a separate exam.
- B. That a person holding a current valid license in inside wiring will not be granted a license in inside communication without a separate exam.

- C. That the examination is separate for each category that an applicant is seeking to be licensed in. (This allows the applicant to be tested only on the subject matter of the licensed category.)

Legislative Audit Recommendation No. 4:

"The Board should comply with regulations over application for initial licensure to insure that applicants are adequately qualified."

The Committee's findings are that the Board is in compliance with current regulations with one technical exception, "Letters of recommendation for licensure as an Electrical Administrator from three persons licensed in any state in the electrical industry".

This item can not be enforced for the Communication Electrical Administrator's license because of a technical problem under 12 AAC 32.250(5). Only licensed persons in the industry may support an applicant's experience and qualifications for licensure as a Communication Electrical Administrator. Since Communication workers are not subject to certificate of fitness license, they therefore; cannot support an applicant's qualification as a Communication Electrical Administrator according to regulations.

It was further noted, that the regulations pertaining to applicable experience has been expanded to include one year of experience of the six years immediately proceeding the date of application as an electrical inspector, or as an instructor, which would count towards qualifications for an Electrical Administrator's license in the inside wiring and outside line work category (see 12 AAC 32.090). NOTE: There were concerns with some Committee members that felt this area needed additional review by the Board.

Legislative Audit Recommendation No. 5:

"The Board should improve communications with the Department of Labor (DOL) over violations by Electrical Administrators."

This Committee recognizes a major problem with communication between DOL and the Electrical Board, and feels that the primary reasons are the separation of the Department of Labor and Department of Commerce in regards to licensing, enforcement and communication between departments and the Electrical Board.

Example: All reports of investigation from the DOL, Mechanical Inspection Division, are to be sent to the Chief Investigator with the Division of Occupational Licensing. It was noted that

the above division is not aware of violations the Division of Occupational Licensing is investigating and vice versa.

There appears to be no tracking of investigations from one department to the other (DCL and DCC). It is further noted that investigations that are forwarded to the Department of Law for prosecution receive "little" or no attention due to the priorities set by the Department of Law. The Board recognizes that there needs to be some structural changes which would eliminate these communication problems.

The Alaska Professional Design Council in cooperation with the Alaska Central Chapter of ICBO (International Congress of Building Officials) is addressing these problems and published a report and recommendations on the need for building reform within in the State of Alaska dated December 11, 1986.

Legislative Audit Recommendation No. 6:

"The Board should establish regulations which provide for licensure by endorsement and/or reciprocity."

Committee findings indicate that the Board has repeatedly tried to obtain tests that were given to other licensures by other states. Various problems exist concerning reciprocity.

1. No uniformed tests are given in the various states.
2. The various states will not release their tests because of their confidentiality.
3. Lack of consistency in qualifications to take exams. NCTE: Some states allow anyone to take the exam without requiring qualifications.

SUMMARY

The Ad Hoc Committee has met in ten separate meetings with the final finding that the Board of Electrical Examiners should continue in existence.

International Brotherhood

TELEPHONE
(907) 272-6571

DISPATCH
(907) 276-1547

J. J. "JACK" HULL
BUSINESS MANAGER • FINANCIAL SECRETARY



of Electrical Workers

2702 DENALI STREET
ANCHORAGE, ALASKA 99503-2779

ERIC WORTHINGTON
PRESIDENT

Local 1547



August 5, 1986

Loren H. Lounsbury, Commissioner
Department of Commerce &
Economic Development
State of Alaska
P.O. Box D
Juneau, Alaska 99811

Dear Commissioner Lounsbury:

This letter is in regards to the Electrical Examiners Board. As you know, the Legislature did not pass legislation to continue the Board and it is our understanding that the Board is presently in a one year "wind down" unless new legislation is passed.

The IBEW has formed a committee, with Dixie Hudish, Government Relations Representative of the IBEW, as Chair, to address the "continuation or sunseting" of the Electrical Examiners Board.

It is our intention to have members serving on the committee that will represent not only the Electrical Examiners Board, the National Electrical Contractors Association (NECA), the Electrical Inspectors Association, and the IBEW, but also the Department of Labor, Division of Labor Standards & Safety and the Department of Commerce & Economic Development, Division of Occupational Licensing, so that a mutual understanding or position will develop among us.

I would like to ask if a member of your department, and in particular the Division of Occupational Licensing, could be appointed by you to participate on the committee. The committee meetings would be held approximately twice a month in Anchorage.

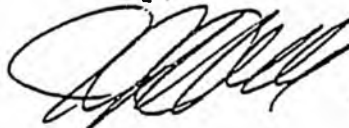
I would appreciate your consideration in having your department participate.

Commissioner Loren H. Lounsbury
August 5, 1986
Page TWO

The next scheduled meeting will be held on Wednesday, August 20, 1986, at 5:30 p.m. at the IBEW/NECA Apprenticeship School, 5144 East 22nd Avenue.

Hoping to hear from you.

Sincerely,

A handwritten signature in dark ink, appearing to read 'J. Hull', written in a cursive style.

James J. "Jack" Hull,
Business Manager
IBEW Local Union #1547

JJH.DLH.fs

STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

**DEPARTMENT OF COMMERCE &
ECONOMIC DEVELOPMENT**

P. O. BOX D
JUNEAU, ALASKA 99811-0800
PHONE: (907) 465-2534

DIVISION OF OCCUPATIONAL LICENSING

August 15, 1986

RECEIVED AUG 19 1986

Mr. J. J. "Jack" Hull
Business Manager, IBEW
2702 Denali Street
Anchorage, AK 99503-2779

Dear Mr. Hull:

Commissioner Lounsbury has forwarded your letter to me for response.

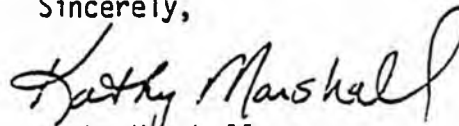
The Division of Occupational Licensing is very interested in being represented on the committee reviewing sunset legislation for the State Board of Electrical Examiners. However, due to budget constraints, it will not be possible to travel to Anchorage twice monthly for meetings, nor do we have a representative for the division in that location.

We would appreciate being kept informed through lists of agenda items, minutes of meetings, and being included by teleconferencing whenever possible.

We will be happy to lend you assistance concerning proposals, statutes, regulations, and the like. I will forward a copy of this letter to Donna Kotyk, licensing supervisor for the State Board of Electrical Examiners, who will be your contact person in Juneau.

Thank you for your interest.

Sincerely,



Kathy Marshall
Director

KM/sa2138s
31486a

cc: Loren Lounsbury, Commissioner
Donna Kotyk, Licensing Supervisor
Wanda Fleming, Licensing Examiner

International Brotherhood

TELEPHONE
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DISPATCH
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of Electrical Workers

2702 DENALI STREET
ANCHORAGE, ALASKA 99503-2779

J. J. "JACK" HULL
BUSINESS MANAGER • FINANCIAL SECRETARY

ERIC WORTHINGTON
PRESIDENT



Local 1547



August 1, 1986

James Robison, Commissioner
Department of Labor
State of Alaska
P.O. Box 1149
Juneau, Alaska 99801

Dear Commissioner Robison,

This letter is in regards to the Electrical Examiners Board. As you know, the Legislature did not pass legislation to continue the Board and it is our understanding that the Board is presently in a one year "wind down" unless new legislation is passed.

The IBEW has formed a committee, with Dixie Hudish, Government Relations Representative of the IBEW, as Chair, to address the "continuation or sunseting" of the Electrical Examiners Board.

It is our intention to have members serving on the committee that will represent not only the Electrical Examiners Board, the National Electrical Contractors Association (NECA), the Electrical Inspectors Association, and the IBEW, but also the Department of Labor, Division of Labor Standards & Safety and the Department of Commerce & Economic Development, Division of Occupational Licensing, so that a mutual understanding or position will develop among us.

I would like to ask if Don Cather or a member of the Division of Labor Standards & Safety could participate on the committee. Dixie Hudish did speak to Don Wilson in regards to this subject.

The committee meetings would be held approximately twice a month in Anchorage.

Commissioner Jim Robison
August 1, 1986
Page TWO

I would appreciate your consideration in having your department participate. The next scheduled meeting will be held on Wednesday, August 20, 1986, at 5:30 p.m. at the IBEW/NECA Apprenticeship School, 5144 East 22nd Avenue.

Hoping to hear from you.

Sincerely,



James J. "Jack" Hull,
Business Manager
IBEW Local Union #1547

JJH.fs

1 IN THE HOUSE

BY SUND, BOYER, DAVIS,
KOPONEN AND ELLIS

2

HOUSE BILL NO. 116

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act extending the termination date of the Board
7 of Electrical Examiners; and providing for an effec-
8 tive date."

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

10 * Section 1. AS 08.03.010(c)(14) is amended to read:

11 (14) Board of Electrical Examiners (AS 08.40.010) --
12 June 30, 1990 [1986].

13 * Sec. 2. This Act takes effect immediately under AS 01.10.070(c).