

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 480

BY BUSINESS COMMITTEE

AN ACT

1 RELATING TO ELECTRICAL CONTRACTORS AND JOURNEYMEN; AMENDING SECTION  
2 54-1002, IDAHO CODE, TO PROVIDE FOR LIMITED ELECTRICAL INSTALLERS, TO  
3 PROVIDE FOR TRAINEES, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL COR-  
4 RECTIONS; AMENDING SECTION 54-1003, IDAHO CODE, TO PROVIDE FOR LIMITED  
5 ELECTRICAL INSTALLERS, TO PROVIDE FOR LIMITED ELECTRICAL INSTALLER  
6 TRAINEES AND TO REVISE TERMINOLOGY; AMENDING SECTION 54-1003A, IDAHO  
7 CODE, TO REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING  
8 SECTION 54-1004, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AMEND-  
9 ING SECTION 54-1005, IDAHO CODE, TO PROVIDE FOR LIMITED ELECTRICAL  
10 INSTALLERS, TO PROVIDE FOR LIMITED ELECTRICAL INSTALLER TRAINEES, TO  
11 REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION  
12 54-1006, IDAHO CODE, TO PROVIDE FOR LIMITED ELECTRICAL INSTALLERS, TO  
13 PROVIDE FOR LIMITED ELECTRICAL INSTALLER TRAINEES, TO REVISE TERMI-  
14 NOLOGY, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-1007,  
15 IDAHO CODE, TO PROVIDE FOR LIMITED ELECTRICAL INSTALLERS, TO REVISE  
16 TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION  
17 54-1008, IDAHO CODE, TO PROVIDE FOR LIMITED ELECTRICAL INSTALLERS, TO  
18 PROVIDE FOR LIMITED ELECTRICAL INSTALLER TRAINEES, TO REMOVE A PROVI-  
19 SION REGARDING WHEN A LICENSE IS ISSUED OR RENEWED AND TO REVISE TERMI-  
20 NOLOGY; AMENDING SECTION 54-1009, IDAHO CODE, TO REVISE TERMINOLOGY AND  
21 TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-1010, IDAHO CODE,  
22 TO PROVIDE FOR LIMITED ELECTRICAL INSTALLER TRAINEES, TO REVISE TER-  
23 MINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1013,  
24 IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION;  
25 AMENDING SECTION 54-1014, IDAHO CODE, TO PROVIDE FOR LIMITED ELECTRICAL  
26 INSTALLERS, TO PROVIDE FOR LIMITED ELECTRICAL CONTRACTORS, TO PROVIDE  
27 FOR LIMITED ELECTRICAL INSTALLER TRAINEES AND TO REVISE TERMINOLOGY;  
28 AMENDING SECTION 54-1016, IDAHO CODE, TO PROVIDE THAT INDIVIDUALS HOLD-  
29 ING A CERTAIN LICENSE MAY INSTALL CERTAIN ELECTRICAL CIRCUITRY AND TO  
30 MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 54-1017, IDAHO CODE,  
31 TO PROVIDE FOR LIMITED ELECTRICAL INSTALLERS, TO PROVIDE FOR LIMITED  
32 ELECTRICAL CONTRACTORS, TO PROVIDE FOR LIMITED ELECTRICAL INSTALLER  
33 TRAINEES, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION.  
34

35 Be It Enacted by the Legislature of the State of Idaho:

36 SECTION 1. That Section 54-1002, Idaho Code, be, and the same is hereby  
37 amended to read as follows:

38 54-1002. LICENSE ESSENTIAL TO ENGAGE IN BUSINESS -- LICENSURE AUTHOR-  
39 ITY EXCLUSIVE TO THE STATE. (1) It shall be unlawful for any person, partner-  
40 ship, company, firm, association or corporation, to act, or attempt to act,  
41 as an electrical contractor or ~~special limited~~ electrical contractor in this  
42 state until such person, partnership, company, firm, association or corpo-

1     ration, shall have received a license as an electrical contractor or limited  
 2     electrical contractor, as herein defined, issued pursuant to the provisions  
 3     of this chapter by the administrator of the division of building safety.

4     (2) It shall be unlawful for any person to act as a journeyman electrici-  
 5     cian in this state until such person shall have received a license as a jour-  
 6     neyman electrician, as herein defined, issued pursuant to the provisions of  
 7     this act, by the administrator of the division of building safety, provided,  
 8     however, that any person who has been issued a master electrician's license  
 9     pursuant to this chapter may act as a journeyman electrician.

10    (3) It shall be unlawful for any person to act as a ~~specialty electrici-~~  
 11    ~~ean~~ limited electrical installer in this state until such person shall have  
 12    received a license as a ~~specialty electrician~~ limited electrical installer,  
 13    as herein defined, issued pursuant to the provisions of this act, by the ad-  
 14    ministrator of the division of building safety, provided however, that any  
 15    person who has been issued a master electrician's license or a journeyman  
 16    electrician's license pursuant to this act may act as a ~~specialty electrici-~~  
 17    ~~ean~~ limited electrical installer.

18    (4) Licensure of electrical contractors, journeyman electricians,  
 19    master electricians, ~~specialty electricians~~ limited electrical installers,  
 20    ~~specialty~~ limited electrical contractors and registration of apprentice  
 21    electricians and trainees shall be within the exclusive jurisdiction of  
 22    the state pursuant to this chapter and no local jurisdiction shall have the  
 23    authority to require additional licensure or to require payment of any fees  
 24    in order for any licensee to engage in the electrical construction trade  
 25    within the local jurisdiction or to issue licenses to persons licensed un-  
 26    der this chapter ~~which that~~ are inconsistent with the provisions of this  
 27    chapter or rules promulgated by the division of building safety. The state  
 28    shall investigate all local infractions and state violations of this chap-  
 29    ter and prosecute the same. The local jurisdictions will assist the state  
 30    by requesting investigations within their jurisdictions. Nothing in this  
 31    chapter shall restrict a city or county from imposing stricter public safety  
 32    rules, notwithstanding any provision of Idaho Code.

33    SECTION 2. That Section 54-1003, Idaho Code, be, and the same is hereby  
 34    amended to read as follows:

35    54-1003. ADMINISTRATOR AUTHORITY. (1) Only the administrator of the  
 36    division of building safety of the state of Idaho is authorized and empowered  
 37    to conduct examinations and to pass upon the qualifications of applicants,  
 38    and to grant and issue licenses or registrations to such applicants as are  
 39    found to be qualified to engage in the trade, business or calling of a jour-  
 40    neyman electrician, electrical contractor, master electrician, ~~specialty~~  
 41    ~~electrician~~ limited electrical installer, ~~specialty~~ limited electrical  
 42    contractor, ~~specialty~~ limited electrical installer trainee or apprentice  
 43    electrician in the manner and upon the terms and conditions hereinafter pro-  
 44    vided.

45    (2) No licenses granted hereunder shall be transferable. Licenses  
 46    shall be issued upon the condition that the holder thereof shall comply with  
 47    all provisions of this chapter.

48    (3) The administrator of the division of building safety is authorized  
 49    to impose civil penalties as provided in this chapter.

1 SECTION 3. That Section 54-1003A, Idaho Code, be, and the same is hereby  
2 amended to read as follows:

3 54-1003A. DEFINITIONS. (1) Electrical Contractor. Except as pro-  
4 vided in section 54-1016, Idaho Code, any person, partnership, company,  
5 firm, association or corporation engaging in, conducting, or carrying on  
6 the business of installing wires or equipment to carry electric current or  
7 installing apparatus to be operated by such current, or entering into agree-  
8 ments to install such wires, equipment or apparatus, shall for the purpose  
9 of this act be known as an electrical contractor. An electrical contractor,  
10 prior to being issued a license, shall be required to provide proof of lia-  
11 bility insurance in the amount of three hundred thousand dollars (\$300,000)  
12 and proof of worker's compensation insurance if applicable.

13 (2) Journeyman Electrician. Except as provided in section 54-1016,  
14 Idaho Code, and subsections (3), (4), (5) and (6) of this section, any person  
15 who personally performs or supervises the actual physical work of installing  
16 electric wiring or equipment to convey electric current, or apparatus to be  
17 operated by such current, shall, for the purpose of this act, be known as a  
18 journeyman electrician.

19 (3) Apprentice Electrician. Any person who, for the purpose of  
20 learning the trade of journeyman electrician, engages in the installa-  
21 tion of electric wiring, equipment, or apparatus while under the constant  
22 on-the-job supervision of a qualified journeyman electrician shall, for the  
23 purpose of this act, be known as an apprentice electrician.

24 (4) Maintenance Electrician. Any person who is regularly employed to  
25 service, maintain or repair electrical apparatus, or to make minor repairs  
26 or alterations to existing electrical wires or equipment located on his em-  
27 ployer's premises shall, for the purpose of this act, be known as a mainte-  
28 nance electrician.

29 (5) Master Electrician. A person who has the necessary qualifications,  
30 training, experience and technical knowledge to plan, ~~layout~~ lay out or  
31 design the installation of electrical wiring or equipment, or to supervise  
32 such planning, layout, or design, and who performs or supervises such plan-  
33 ning, layout or design, shall, for the purpose of this act, be known as a  
34 master electrician.

35 (6) ~~Specialty Electrician~~ Limited Electrical Installer. A person  
36 having the necessary qualifications, training, experience and technical  
37 knowledge to install, alter, repair and supervise the installing, alter-  
38 ing or repairing of special classes of electrical wiring, apparatus or  
39 equipment within categories adopted by the board. ~~Specialty electricians~~  
40 Limited electrical installers shall perform work only within the scope of  
41 the ~~specialty restricted~~ category for which the person is licensed.

42 (7) ~~Specialty Limited~~ Limited Electrical Contractor. Except as provided in  
43 section 54-1016, Idaho Code, any person, partnership, company, firm, asso-  
44 ciation or corporation engaging in, conducting or carrying on the business  
45 of installing, altering or repairing ~~special classes~~ restricted categories  
46 of electrical wiring, apparatus or equipment within categories adopted by  
47 the board, or entering into agreements to perform such ~~specialty restricted~~  
48 work, shall for the purpose of this act be known as a ~~specialty limited~~ elec-  
49 trical contractor. ~~Specialty Limited~~ electrical contractors shall perform

1 work only within the scope of the specialty restricted category for which the  
 2 contractor is licensed. A specialty limited electrical contractor, prior to  
 3 being issued a license, shall be required to provide proof of liability in-  
 4 surance in the amount of three hundred thousand dollars (\$300,000) and proof  
 5 of worker's compensation insurance if applicable.

6 (8) Specialty Limited Electrical Installer Trainee. Any person who,  
 7 ~~for the purpose of learning the trade of a specialty electrician,~~ engages in  
 8 the installation of restricted categories of electrical wiring, equipment  
 9 or apparatus while under the constant on-the-job supervision of a qualified  
 10 ~~specialty electrician~~ limited electrical installer shall, for the purpose  
 11 of this act, be known as a specialty limited electrical installer trainee.

12 SECTION 4. That Section 54-1004, Idaho Code, be, and the same is hereby  
 13 amended to read as follows:

14 54-1004. INSPECTION OF ELECTRICAL INSTALLATIONS -- NOTICE OF DEFECTS  
 15 -- DISCONNECTING ELECTRICAL SERVICE. The administrator of the division of  
 16 building safety may, during reasonable hours, inspect, re-inspect or test  
 17 any electrical installation coming under the provisions of this act. If,  
 18 upon inspection, any electrical installation is found to be not in conform-  
 19 mity with the provisions of this act, the person, partnership, company,  
 20 firm, association or corporation making such installation shall immediately  
 21 be notified, in writing. The notice shall clearly indicate any and all de-  
 22 fects to be corrected and specify a definite period of time during which such  
 23 corrections shall be made. The administrator may cut or disconnect any wire  
 24 in cases of emergency where necessary for safety of life or property, or or-  
 25 der the disconnection of electrical service to any electrical installation,  
 26 coming under the provisions of this act, when such installation is found to  
 27 be dangerous to life or property.

28 SECTION 5. That Section 54-1005, Idaho Code, be, and the same is hereby  
 29 amended to read as follows:

30 54-1005. RULES -- INSPECTIONS -- INSPECTION TAGS AND FEES. (1) The  
 31 administrator of the division of building safety is hereby authorized and  
 32 directed to enforce rules consistent with this act for the administration  
 33 of this act and to effectuate the purposes thereof, and for the examination  
 34 and licensing of electrical contractors, journeyman electricians, mas-  
 35 ter electricians, ~~specialty electricians~~ limited electrical installers,  
 36 specialty limited electrical contractors, specialty limited electrical  
 37 installer trainees and apprentice electricians, and to make inspections of  
 38 electrical installations referred to in section 54-1001, Idaho Code, and to  
 39 issue inspection tags covering such installations, and to collect the fees  
 40 established therefor.

41 (2) The administrator of the division of building safety may make elec-  
 42 trical inspections for another state or local jurisdiction upon request by  
 43 an appropriate building official. Such inspections shall be made in accor-  
 44 dance with the applicable electrical codes of the requesting jurisdiction.  
 45 Fees charged for such inspection services shall be as provided in the rules  
 46 promulgated by the board.

1 (3) Individuals, firms, cooperatives, corporations, or municipalities  
2 selling electricity, hereinafter known as the power supplier, shall not con-  
3 nect with or energize any electrical installation, coming under the provi-  
4 sions of this act, unless the owner or a licensed electrical contractor has  
5 delivered to the power supplier an inspection tag, issued by the adminis-  
6 trator, covering the installation to be energized. Immediately after an in-  
7 stallation has been energized, the power supplier shall deliver to the ad-  
8 ministrator or his authorized agent, the inspection tag covering such in-  
9 stallation.

10 (4) It shall be unlawful for any person, partnership, company, firm,  
11 association or corporation other than a power supplier, to energize any  
12 electrical installation coming under the provisions of this act unless an  
13 application for an electrical inspection tag, covering such installation,  
14 together with the inspection fee herein provided, has been forwarded to the  
15 administrator.

16 SECTION 6. That Section 54-1006, Idaho Code, be, and the same is hereby  
17 amended to read as follows:

18 54-1006. IDAHO ELECTRICAL BOARD. (1) The Idaho electrical board,  
19 hereinafter known as the board, is hereby created and made a part of the  
20 division of building safety. It shall be the responsibility and duty of the  
21 administrator of the division of building safety to administer and enforce  
22 the provisions of this act, and to serve as secretary to the Idaho electrical  
23 board.

24 (2) The board shall consist of nine (9) members to be appointed by the  
25 governor and who shall serve at the pleasure of the governor. Two (2) members  
26 shall be licensed journeymen or master electricians; two (2) members shall  
27 be employees or officers of licensed electrical contractors; one (1) mem-  
28 ber shall be a licensed ~~specialty journeyman~~ limited electrical installer or  
29 limited electrical contractor; one (1) member shall be an employee or offi-  
30 cer of an electrical power provider; one (1) member shall be an employee or  
31 officer of a manufacturing plant or other large power user; one (1) member  
32 shall be an employee or director of a manufacturer or distributor of elec-  
33 trical supplies or materials; and one (1) member shall be from the public at  
34 large not directly associated with the electrical industry. Board members  
35 shall be appointed for a term of four (4) years. Members of the board shall  
36 hold office until expiration of the term to which the member was appointed  
37 and until his successor has been duly appointed and qualified. Whenever a  
38 vacancy occurs, the governor shall appoint a qualified person to fill the va-  
39 cancy for the unexpired portion of the term.

40 (3) All members of the board shall be citizens of the United States,  
41 residents of this state for not less than two (2) years and shall be qual-  
42 ified by experience, knowledge and integrity in formulating rules for ex-  
43 aminations, in passing on the fitness and qualifications of applicants for  
44 electrical contractor and journeyman electrician licenses and in establish-  
45 ing standards for electrical products to be used in electrical installations  
46 coming under the provisions of this act.

47 (4) The members of the board shall, every two (2) years, elect by major-  
48 ity vote of the members of the board a chairman who shall preside at meetings  
49 of the board and a vice chairman who shall preside at any board meeting in

1 the event the chairman is not present. A majority of the members of the board  
2 shall constitute a quorum.

3 (5) The board is authorized and directed to prescribe and amend rules  
4 consistent with this act for the administration of this chapter, and to  
5 effectuate the purpose thereof, and for the examination and licensing  
6 of electrical contractors, journeyman electricians, master electrici-  
7 cians, ~~specialty electricians~~ limited electrical installers, ~~specialty~~  
8 limited electrical contractors, ~~specialty limited electrical installer~~  
9 trainees and apprentice electricians. The board shall also establish the  
10 ~~classifications categories~~ for ~~specialty electrician~~ limited electrical  
11 installers and ~~specialty limited electrical contractor~~ licensing and the  
12 fees to be charged for permits and inspections of electrical systems. The  
13 board shall establish by administrative rule the fines to be paid for ci-  
14 tations issued and shall hear appeals regarding the imposition of civil  
15 penalties for violations of this chapter and the rules of the Idaho electri-  
16 cal board. The board is authorized to affirm, reject, decrease or increase  
17 the penalty imposed by the administrator. However, in no case shall the  
18 penalty exceed one thousand dollars (\$1,000) for each offense.

19 (6) Each member of the board not otherwise compensated by public moneys  
20 shall be compensated as provided by section 59-509(n), Idaho Code.

21 SECTION 7. That Section 54-1007, Idaho Code, be, and the same is hereby  
22 amended to read as follows:

23 54-1007. ISSUANCE OF LICENSES -- RECIPROCITY. (1) The administrator  
24 shall issue licenses to such persons as have by examination shown themselves  
25 to be fit, competent and qualified to engage in the trade of journeyman  
26 electrician, ~~specialty electrician~~ limited electrical installer or master  
27 electrician as defined in section 54-1003A, Idaho Code, and to such persons,  
28 firms, partnerships, associations or corporations as have shown themselves  
29 to be fit, competent and qualified to engage in the business of electrical  
30 contracting or ~~specialty limited electrical contracting~~ as defined in sec-  
31 tion 54-1003A, Idaho Code.

32 (2) An apprentice electrician, as defined in section 54-1003A, Idaho  
33 Code, may take the journeyman's examination if he has completed the required  
34 related instruction for electrical apprentices as approved by the Idaho  
35 state board for career technical education, completion of which shall be  
36 evidenced by a certificate from an approved provider, and has worked the num-  
37 ber of hours as prescribed by the Idaho electrical board, provided that for  
38 all the time he is claiming to have worked as an apprentice electrician, the  
39 apprentice shall have been registered with the division of building safety  
40 as an apprentice. The electrical board may, by rule, fix the apprentice  
41 registration fee, in an amount not to exceed the costs of issuing apprentice  
42 registration certificates and enforcing the apprentice registration provi-  
43 sions of this chapter, and may also by rule establish requirements relative  
44 to the manner of registration renewal, verification of employment, the num-  
45 ber of instructional hours completed, continuation training and the number  
46 of hours worked.

47 (a) All verification of employment forms submitted by an apprentice  
48 shall be entered into and maintained in the apprentice's file by the

1 division of building safety. The division of building safety shall provide the apprentice online access to this information.

2  
3 (b) An apprentice who has completed the number of instructional hours and has not taken or passed the journeyman's examination within two (2)  
4 years of completion of the instructional training hours, shall provide  
5 proof of continuation training as set by rule of the electrical board.

6  
7 (c) An apprentice who has not advanced in apprenticeship training for  
8 a period of two (2) years shall complete continuation training as set by  
9 rule of the electrical board.

10 (3) Any person who has worked as a licensed journeyman for a period of  
11 not less than four (4) years and who has worked the number of hours as prescribed by rule of the board as a licensed journeyman electrician shall be  
12 considered as qualified to apply for a master electrician's license in this  
13 state. The Idaho electrical board, in establishing by rule the requirements  
14 for a master electrician's license, shall also take into account the applicant's performance as a journeyman electrician.

15  
16 (4) Any person with out-of-state experience who has worked as a journeyman electrician or as an apprentice electrician for a period of four (4)  
17 years, and who has met such other requirements as established by rule of the  
18 board, shall be considered as qualified to apply for a journeyman electrician's license in this state.

19  
20 (5) To the extent that other states that provide for the licensing of  
21 electricians provide for similar action, the administrator, on the recommendation of the Idaho electrical board, may grant licenses to electricians  
22 licensed by such other states, upon payment by the applicant of the required  
23 fee and upon furnishing proof to the board that the applicant has qualifications at least equal to those provided herein for applicants for written  
24 examinations. Applicants who qualify for a license under this subsection are  
25 not required to take a written examination.  
26  
27  
28  
29

30 SECTION 8. That Section 54-1008, Idaho Code, be, and the same is hereby  
31 amended to read as follows:

32 54-1008. DURATION OF LICENSE. (1) All licenses, including license  
33 renewals, for master electricians, journeyman electricians and ~~specialty~~  
34 ~~journeyman electricians~~ limited electrical installers shall ~~issue~~ be issued  
35 for a period of three (3) years, and shall expire three (3) years from the  
36 date of issue unless renewed, revoked or suspended.

37 (2) Electrical contractor and ~~specialty limited~~ electrical contractor  
38 licenses issued after July 1, 2002, shall ~~issue~~ be issued for a period of one  
39 (1) year and shall expire one (1) year from the date of issue unless renewed,  
40 revoked or suspended.

41 (3) Electrical apprentice registrations issued or renewed after July  
42 1, 2009, shall be issued for a period of five (5) years.

43 (4) Limited eElectrical ~~specialty installer~~ trainee registrations  
44 ~~issued or renewed after July 1, 2009,~~ shall be issued for a period of three  
45 (3) years.

46 (5) Each licensing period and each registration period shall end at  
47 midnight on the last day of the month of the licensing or registration  
48 period. Licenses and registrations not renewed by this date shall have expired.  
49

1 (6) The board shall promulgate rules to provide for a staggered system  
2 of issuing and renewing licenses.

3 SECTION 9. That Section 54-1009, Idaho Code, be, and the same is hereby  
4 amended to read as follows:

5 54-1009. REVOCATION OR SUSPENSION OF LICENSES -- HEARINGS -- TAKING  
6 TESTIMONY. (1) The administrator shall have power to revoke or suspend any  
7 license if the same was obtained through error or fraud, or if the holder  
8 thereof is shown to be grossly incompetent, or has willfully violated any of  
9 the rules prescribed by the board, or as prescribed in this chapter; or has,  
10 after due notice, failed or refused to correct, within the specified time,  
11 any electrical installation not in compliance with the provisions of this  
12 chapter, or has failed to pay within the time provided, civil penalties which  
13 have become final by operation of law.

14 (2) The administrator shall have the power to revoke or suspend any  
15 electrical contractor or limited electrical ~~specialty~~ contractor license  
16 if, at any time during the term of active contractor or ~~specialty~~ limited  
17 contractor licensure, the licensee failed to maintain required liability  
18 insurance or applicable worker's compensation insurance.

19 (3) Before any license shall be revoked or suspended, the holder  
20 thereof shall have written notice enumerating the charges against him, and  
21 shall be given a hearing by said administrator, and have an opportunity  
22 to produce testimony in his behalf, at a time and place specified in said  
23 notice, which time shall not be less than five (5) days after the service  
24 thereof.

25 (a) The proceedings shall be governed by the provisions of chapter 52,  
26 title 67, Idaho Code.

27 (b) Any party aggrieved by the action of the administrator shall be en-  
28 titled to judicial review thereof in accordance with the provisions of  
29 chapter 52, title 67, Idaho Code.

30 (4) The administrator shall have the power to appoint, by an order in  
31 writing, a hearing officer to take testimony, who shall have power to admin-  
32 ister oaths, issue subpoenas and compel the attendance of witnesses, and the  
33 decision of the administrator shall be based on his examination of the tes-  
34 timony taken and the records produced. Any person whose license has been re-  
35 voked may, after the expiration of one (1) year from the date of such revoca-  
36 tion, but not before, apply for a new license.

37 SECTION 10. That Section 54-1010, Idaho Code, be, and the same is hereby  
38 amended to read as follows:

39 54-1010. INSTALLATIONS BY ELECTRICAL CONTRACTOR PERFORMED BY LI-  
40 CENSED JOURNEYMAN -- PRIOR CERTIFICATE HOLDERS ENTITLED TO LICENSE -- LIST  
41 OF ELECTRICIANS IN CONTRACTOR'S EMPLOY. (1) On and after July 1, 1961, any  
42 electrical contractor who works as a journeyman electrician, as herein de-  
43 fined, shall be required to have a journeyman electrician's license issued  
44 under the provisions of this act. All installations of electrical wiring,  
45 equipment or apparatus made by an electrical contractor shall be done by or  
46 under the direct supervision of a licensed journeyman electrician.



1 (2) The individual owner of an electrical contracting business may act  
 2 as his own journeyman electrician provided that he has complied with the pro-  
 3 visions of section 54-1002, Idaho Code, pertaining to journeyman electri-  
 4 cian. Each electrical contractor in this state shall, upon request of the  
 5 administrator, or his authorized agent, furnish a list of journeyman elec-  
 6 tricians in said electrical contractor's employ.

7 (3) From and after July 1, 1986, any individual working as an appren-  
 8 tice electrician, as defined in this act, must be registered with the divi-  
 9 sion of building safety, as an apprentice electrician, as provided in sec-  
 10 tion 54-1007, Idaho Code; and it shall be unlawful for an individual to work  
 11 as an apprentice electrician without possessing a current apprentice regis-  
 12 tration certificate.

13 (4) On and after July 1, 1999, any individual working as a ~~specialty~~  
 14 limited electrical installer trainee, as defined in this chapter, must be  
 15 registered with the division of building safety, as a ~~specialty limited~~  
 16 electrical installer trainee. It shall be unlawful for an individual to work  
 17 as a ~~specialty limited electrical installer~~ trainee without possessing a  
 18 current registration certificate.

19 SECTION 11. That Section 54-1013, Idaho Code, be, and the same is hereby  
 20 amended to read as follows:

21 54-1013. RENEWAL OF LICENSES OR REGISTRATIONS -- INACTIVE LI-  
 22 CENSES. (1) A license or registration once issued under this chapter, unless  
 23 revoked or suspended as herein provided, may be renewed at any time during  
 24 the final month of the licensing period on the payment of the renewal fee  
 25 herein specified, proof of satisfaction of applicable continuing education  
 26 requirements as established by the electrical board, proof of satisfac-  
 27 tion of applicable apprentice and specialty trainee instruction and work  
 28 requirements as established by the electrical board, and provided that all  
 29 outstanding civil penalties, and permit or other fees, have been paid in  
 30 full, and all outstanding correction notices have been satisfactorily re-  
 31 solved. For electrical contractors and specialty electrical contractors,  
 32 proof of liability insurance in the amount of three hundred thousand dollars  
 33 (\$300,000) shall also be required, and proof of worker's compensation insur-  
 34 ance shall be required if applicable.

35 (2) Any license ~~which~~ that has expired may be revived at any time within  
 36 one (1) year from the last day of the final month of the licensing period,  
 37 by payment of the revival fee herein specified, together with all outstand-  
 38 ing civil penalties, and permit or other fees and penalties, and upon proof  
 39 that outstanding correction notices have been satisfactorily resolved.  
 40 For electrical contractors and ~~specialty limited~~ electrical contractors,  
 41 proof of liability insurance in the amount of three hundred thousand dollars  
 42 (\$300,000) shall also be required, and proof of worker's compensation insur-  
 43 ance shall be required if applicable.

44 (3) Certificates of competency issued prior to July 1, 1961, shall, for  
 45 the purpose of this chapter, be considered as licenses and may be renewed or  
 46 revived as herein provided.

47 (4) The administrator may renew, on an inactive basis, the license of  
 48 an electrical contractor or ~~specialty limited electrical~~ contractor who is  
 49 not engaged in electrical contracting in this state. The board shall fix and

1 collect an inactive license fee for such an inactive license renewal in an  
 2 amount not to exceed one hundred fifty dollars (\$150). Each inactive license  
 3 shall be issued for a period of one (1) year. An electrical contractor or  
 4 ~~specialty limited electrical~~ contractor holding an inactive license may not  
 5 engage in the practice of electrical contracting or ~~specialty limited elec-~~  
 6 ~~trical~~ contracting in this state. If an electrical contractor or ~~specialty~~  
 7 ~~limited electrical~~ contractor wishes to convert his inactive license to an  
 8 active license, he may do so by paying a processing fee of thirty dollars  
 9 (\$30.00) and providing proof of the required liability insurance and appli-  
 10 cable worker's compensation insurance.

11 SECTION 12. That Section 54-1014, Idaho Code, be, and the same is hereby  
 12 amended to read as follows:

13 54-1014. FEES. The administrator of the division of building safety  
 14 shall charge the following fees:

- |    |   |          |
|----|---|----------|
| 15 | (1) Application for license   | \$ 15.00 |
| 16 | (2) One-year licenses:  |          |
| 17 | (a) Electrical contractor license   | \$125.00 |
| 18 | (b) Electrical contractor license renewal   | 100.00   |
| 19 | (c) Electrical contractor license revival   | 125.00   |
| 20 | (d) <del>Specialty Limited electrical</del> contractor license                          | 125.00   |
| 21 | (e) <del>Specialty Limited electrical</del> contractor license renewal                  | 100.00   |
| 22 | (f) <del>Specialty Limited electrical</del> contractor license revival                  | 125.00   |
| 23 | (3) Three-year licenses, in accordance with sections 54-1008 and                        |          |
| 24 | 54-1013, Idaho Code:  |          |
| 25 | (a) Master electrician license  | \$65.00  |
| 26 | (b) Master electrician license renewal  | 45.00    |
| 27 | (c) Master electrician license revival  | 55.00    |
| 28 | (d) Journeyman electrician license  | 55.00    |
| 29 | (e) Journeyman electrician license renewal  | 45.00    |
| 30 | (f) Journeyman electrician license revival  | 55.00    |
| 31 | (g) <del>Specialty journeyman electrician</del> <u>Limited electrical installer li-</u> |          |
| 32 | cense   | 55.00    |
| 33 | (h) <del>Specialty journeyman electrician</del> <u>Limited electrical installer li-</u> |          |
| 34 | cense renewal   | 45.00    |
| 35 | (i) <del>Specialty journeyman electrician</del> <u>Limited electrical installer li-</u> |          |
| 36 | cense revival   | 55.00    |
| 37 | (j) <u>Specialty Limited electrical installer</u> trainee registration and              |          |
| 38 | working license   | 30.00    |
| 39 | (i) At the time the <del>specialty limited electrical installer</del>                   |          |
| 40 | trainee applies for a <del>specialty journeyman electrician limited</del>               |          |
| 41 | <u>electrical installer</u> license, the pro rata value of any remaining                |          |
| 42 | time on a <del>specialty limited electrical installer</del> trainee working             |          |
| 43 | license shall be credited toward the purchase of the <del>specialty</del>               |          |
| 44 | <del>journeyman electrician limited electrical installer</del> license.                 |          |
| 45 | (4) Five-year licenses, in accordance with sections 54-1008 and                         |          |
| 46 | 54-1013, Idaho Code:  |          |
| 47 | (a) Apprentice electrician registration and working license                             | \$50.00  |
| 48 | (i) At the time the apprentice applies for a journeyman electri-                        |          |
| 49 | cian license, the pro rata value of any remaining time on an ap-                        |          |

1           prentice electrician working license shall be credited toward the  
2           purchase of the journeyman electrician license.

3           SECTION 13. That Section 54-1016, Idaho Code, be, and the same is hereby  
4           amended to read as follows:

5           54-1016. EXEMPTIONS. (1) Nothing in this chapter shall be deemed to  
6           apply to:

7           (a) Any regulated utility, telephone company, rural telephone cooper-  
8           ative or municipal communications utility, or its employees, in the in-  
9           stallation or maintenance of communication circuits, wires and appar-  
10          atus by or for such entities or their communications service customers;

11          (b) Any electrical public utility, or its employees, in the instal-  
12          lation and maintenance of electrical wiring, circuits, apparatus and  
13          equipment by or for such public utility, or comprising a part of its  
14          plants, lines or system;

15          (c) Modular buildings as defined in section 39-4301, Idaho Code, that  
16          are constructed in the state of Idaho for installation on building sites  
17          outside the state; provided however, that no modular building shall be  
18          installed on a building site in the state of Idaho until it has been ap-  
19          proved and bears the insignia of approval of the division as being in  
20          compliance with the requirements set forth in section 39-4304, Idaho  
21          Code.

22          (2) The licensing provisions of this chapter shall not apply to:

23          (a) Any property owner performing noncommercial electrical work in the  
24          owner's primary or secondary residence, or associated outbuildings or  
25          land associated with the entire property on which those buildings sit,  
26          except that homeowner installations of renewable power generation con-  
27          nected to the community power grid shall be subject to a pre-plan review  
28          in accordance with local jurisdictions' policies and procedures prior  
29          to the purchase of a permit;

30          (b) Any person regularly employed as a maintenance electrician per-  
31          forming electrical maintenance work on the premises of the person's  
32          employer;

33          (c) Any telephone company, rural telephone cooperative, or municipal  
34          communications utility, its employees, its subsidiaries, and employees  
35          of the subsidiaries performing work on customer-owned facilities under  
36          the exclusive control of the telephone company, rural telephone cooper-  
37          ative, or municipal communications utility;

38          (d) Any telephone company, rural telephone cooperative, or municipal  
39          communications utility, its employees, its subsidiaries, and employ-  
40          ees of the subsidiaries performing repair work on customer-owned facil-  
41          ities at the request of the customer;

42          (e) Any electrical public utility, rural electrical cooperative, mu-  
43          nicipal power utility, its employees, its subsidiaries, and employees  
44          of the subsidiaries performing work on customer-owned facilities under  
45          the exclusive control of the electrical public utility, rural electri-  
46          cal cooperative, or municipal power utility; and

47          (f) Any electrical public utility, rural electrical cooperative, mu-  
48          nicipal power utility, its employees, its subsidiaries, and employees

1 of the subsidiaries performing emergency repair work on customer-owned  
2 facilities at the request of the customer.

3 (3) The licensing provisions of this chapter shall not apply to indi-  
4 viduals licensed pursuant to chapter 50, title 54, Idaho Code, or certifi-  
5 cated pursuant to chapter 26, title 54, Idaho Code, as follows:

6 (a) Individuals holding a current heating, ventilation and air condi-  
7 tioning (HVAC) license or a current plumbing certification may install  
8 electrical circuitry from the disconnecting means to a water heater and  
9 electrical connections to the water heater as long as the disconnect is  
10 in sight from the unit and the circuit from the disconnecting means to  
11 the water heater is no more than fifty (50) feet long.

12 (b) Individuals holding a current HVAC license may install:

13 (i) Electrical space heaters with no attached ductwork;

14 (ii) Electrical connections to HVAC equipment from the discon-  
15 necting means to the unit as long as the disconnect is in sight from  
16 the unit and the circuit from the disconnecting means to the HVAC  
17 equipment is no more than fifty (50) feet long; and

18 (iii) Ventilating fans, except ducted range hoods in residences.

19 (c) HVAC licensees may install control wiring of twenty-four (24) volts  
20 or less for HVAC equipment of five (5) tons or less in capacity. Plumb-  
21 ing certificate holders are not authorized to install control wiring in  
22 HVAC equipment, regardless of voltage.

23 (d) Individuals holding a current limited energy electrical license  
24 may install electrical circuitry and make connections from utilization  
25 equipment installed under the restricted category of the limited elec-  
26 trical installer license to outlets, as long as those outlets are in  
27 sight from such utilization equipment and not more than fifty (50) feet  
28 from such utilization equipment. Outlets shall be installed by others.

29 (4) To the extent that a plumbing or HVAC installation permit issued by  
30 the Idaho division of building safety includes any part of an electrical in-  
31 stallation, the permit issued and inspection performed shall be sufficient  
32 to satisfy the permitting and inspecting requirements of this chapter if all  
33 required permit fees have been paid.

34 (5) Approval and certification requirements of product and equipment  
35 as set forth in this chapter and in the adopted edition of the national elec-  
36 trical code do not apply to industrial equipment unless the board has made a  
37 determination that such product, machine or classes of products and machines  
38 present an undue hazard to life and property.

39 SECTION 14. That Section 54-1017, Idaho Code, be, and the same is hereby  
40 amended to read as follows:

41 54-1017. VIOLATIONS OF ACT A MISDEMEANOR. Any person, partnership,  
42 company, firm, association or corporation who shall engage in the trade,  
43 business or calling of an electrical contractor, journeyman electrician,  
44 master electrician, ~~specialty electrician~~ limited electrical installer,  
45 ~~specialty~~ limited electrical contractor, ~~specialty~~ limited electrical  
46 installer trainee or apprentice electrician without a license or required  
47 registration as provided for by this act, or who shall violate any of the  
48 provisions of this act, or the rules of the Idaho electrical board or of the  
49 administrator of the division of building safety herein provided for, or who

1 shall refuse to perform any duty lawfully enjoined upon him by the adminis-  
2 trator within the prescribed time~~r~~e, or who shall fail, neglect, or refuse  
3 to obey any lawful order given or made by the administrator shall be guilty  
4 of a misdemeanor and shall be subject to the civil penalties established by  
5 administrative rule but not to exceed one thousand dollars (\$1,000). Each  
6 day of such violation shall constitute a separate offense. A violation will  
7 be considered a second or additional offense only if it occurs within one (1)  
8 year from the first violation.