

House File 213 - Introduced

HOUSE FILE _____
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO HSB 52)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to electrician licensure by modifying existing
2 provisions and specifying new classifications.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1310HV 83
5 rn/rj/5

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1 1 Section 1. Section 103.1, Code 2009, is amended by adding
1 2 the following new subsections:
1 3 NEW SUBSECTION. 11A. "Residential electrician" means a
1 4 person having the necessary qualifications, training,
1 5 experience, and technical knowledge to perform a residential
1 6 installation.
1 7 NEW SUBSECTION. 11B. "Residential installation" means the
1 8 wiring for or installation of electrical wiring, apparatus,
1 9 and equipment in a residence consisting of no more than four
1 10 living units within the same building.
1 11 NEW SUBSECTION. 11C. "Residential master electrician"
1 12 means a person having the necessary qualifications, training,
1 13 experience, and technical knowledge to properly plan, lay out,
1 14 and supervise the performance of a residential installation.
1 15 Sec. 2. NEW SECTION. 103.10A INACTIVE MASTER ELECTRICIAN
1 16 LICENSE.
1 17 The board may by rule create an inactive master electrician
1 18 license and establish a fee for such a license. An applicant
1 19 for an inactive master electrician license shall, at a
1 20 minimum, meet the requirements of this chapter and
1 21 requirements established by the board by rule for licensure as
1 22 a class A master electrician or a class B master electrician.
1 23 A person licensed as an inactive master electrician shall not
1 24 be authorized to act as a master electrician, but shall be
1 25 authorized to apply for a class A master electrician license
1 26 or a class B master electrician license at a future date
1 27 subject to conditions and under procedures established by the
1 28 board by rule. The conditions and procedures shall include
1 29 but not be limited to completion of the required number of
1 30 contact hours of continuing education courses specified in
1 31 section 103.18, and paying the applicable license fee
1 32 specified in section 103.19 for a class A master electrician
1 33 license or class B master electrician license.
1 34 Sec. 3. NEW SECTION. 103.12A RESIDENTIAL ELECTRICIAN AND
1 35 RESIDENTIAL MASTER ELECTRICIAN LICENSE == QUALIFICATIONS.
2 1 1. The board may by rule provide for the issuance of a
2 2 residential electrician license, and may by rule provide for
2 3 the issuance of a residential master electrician license.
2 4 a. A residential electrician license or residential master
2 5 electrician license, if established by the board, shall be
2 6 issued to applicants who meet qualifications determined by the
2 7 board, and shall be valid for the performance of residential
2 8 installations, subject to limitations or restrictions
2 9 established by the board.
2 10 b. A person who, on or after the effective date of this
2 11 Act, holds a special electrician license authorizing
2 12 residential electrical installation, granted pursuant to
2 13 section 103.13, shall be eligible for conversion of that
2 14 special license to either a residential electrician license or
2 15 a residential master electrician license, if established by
2 16 the board, in accordance with requirements and procedures
2 17 established by the board.

2 18 2. A person licensed by the board as a class A journeyman
2 19 electrician or a class B journeyman electrician, or as a class
2 20 A master electrician or a class B master electrician, shall
2 21 not be required to hold a residential electrician or
2 22 residential master electrician license to perform any type of
2 23 residential installation authorized for a person licensed
2 24 pursuant to this section.

2 25 3. The board may reject an application for licensure under
2 26 this section from an applicant who would be subject to
2 27 suspension, revocation, or reprimand pursuant to section
2 28 103.35.

2 29 Sec. 4. Section 103.13, Code 2009, is amended to read as
2 30 follows:

2 31 103.13 SPECIAL ELECTRICIAN LICENSE == QUALIFICATIONS.

2 32 1. The board shall by rule provide for the issuance of
2 33 special electrician licenses authorizing the licensee to
2 34 engage in a limited class or classes of electrical work, which
2 35 class or classes shall be specified on the license. Each
3 1 licensee shall have experience, acceptable to the board, in
3 2 each such limited class of work for which the person is
3 3 licensed. ~~The board may reject an application for licensure~~
~~3 4 under this section from an applicant who would be subject to~~
~~3 5 suspension, revocation, or reprimand pursuant to section~~
~~3 6 103.35.~~

3 7 2. Notwithstanding section 103.8, a person who holds a
3 8 special electrician license is not required to obtain an
3 9 electrical contractor license to engage in the business of
3 10 providing new electrical installations or any other electrical
3 11 services if such installations or services fall within the
3 12 limited class of special electrical work for which the person
3 13 holds the special electrician license.

3 14 ~~3. The board may reject an application for licensure under~~
3 15 ~~this section from an applicant who would be subject to~~
3 16 ~~suspension, revocation, or reprimand pursuant to section~~
3 17 ~~103.35.~~

3 18 Sec. 5. Section 103.19, subsection 1, paragraph a, Code
3 19 2009, is amended to read as follows:

3 20 a. For each year of the three-year license period for
3 21 issuance and renewal:

3 22 (1) Electrical contractor, one hundred twenty-five
3 23 dollars.

3 24 (2) Class A master electrician, class B master
3 25 electrician, residential master electrician, one hundred
3 26 twenty-five dollars.

3 27 (3) Class A journeyman electrician, class B journeyman
3 28 electrician, residential electrician, or special electrician,
3 29 twenty-five dollars.

3 30 Sec. 6. Section 103.19, Code 2009, is amended by adding
3 31 the following new subsection:

3 32 NEW SUBSECTION. 3. If the board determines that all
3 33 licenses shall expire on the same date every three years for
3 34 licenses specified in subsection 1, paragraph "a", the license
3 35 fees shall be prorated by month. The board shall determine an
4 1 individual's license fee based on the number of months that
4 2 the individual's license will be in effect after being issued
4 3 and prior to expiration.

4 4 Sec. 7. Section 103.25, Code 2009, is amended to read as
4 5 follows:

4 6 103.25 REQUEST FOR INSPECTION == FEES.

4 7 1. At or before commencement of any installation required
4 8 to be inspected by the board, the licensee or property owner
4 9 making such installation shall submit to the state fire
4 10 marshal's office a request for inspection. The board shall
4 11 prescribe the methods by which the request may be submitted,
4 12 which may include electronic submission or through a form
4 13 prescribed by the board that can be submitted either through
4 14 the mail or by a fax transmission. The board shall also
4 15 prescribe methods by which inspection fees can be paid, which
4 16 may include electronic methods of payment. If the board or
4 17 the state fire marshal's office becomes aware that a person
4 18 has failed to file a necessary request for inspection, the
4 19 board shall send a written notification by certified mail that
4 20 the request must be filed within fourteen days. Any person
4 21 filing a late request for inspection shall pay a delinquency
4 22 fee in an amount to be determined by the board. A person who
4 23 fails to file a late request within fourteen days shall be
4 24 subject to a civil penalty to be determined by the board by
4 25 rule.

4 26 2. Notwithstanding subsection 1, the board may by rule
4 27 provide for the issuance of a single permit to a licensee to
4 28 request multiple inspections. The permit authorizes the

4 29 licensee to perform new electrical installations specified in
4 30 the permit. The board shall prescribe the methods by which
4 31 the request for multiple inspections may be submitted, which
4 32 may include electronic submission or through a form prescribed
4 33 by the board that can be submitted either through the mail or
4 34 by a fax transmission. The board shall also prescribe methods
4 35 by which inspection fees can be paid, which may include
5 1 electronic methods of payment. The board may perform
5 2 inspections of each new electrical installation or any portion
5 3 of the total number of new electrical installations made under
5 4 each permit. The board shall establish fees for such permits,
5 5 which shall not exceed the total inspection fees that would be
5 6 required if each new electrical installation performed under
5 7 the request for multiple inspections had been performed under
5 8 individual requests for inspections as provided in subsection
5 9 1.

5 10 Sec. 8. Section 103.29, subsection 4, Code 2009, is
5 11 amended to read as follows:
5 12 4. A political subdivision is authorized to determine what
5 13 work may be performed by a class B licensee within the
5 14 jurisdictional limits of the political subdivision, provided,
5 15 however, that a political subdivision shall not prohibit a
5 16 class B licensee from performing any type of work that the
5 17 licensee was authorized to perform within the political
5 18 subdivision under the authority of a license validly issued or
5 19 recognized by the political subdivision on December 31, 2007.

5 20 Sec. 9. Section 103.30, Code 2009, is amended to read as
5 21 follows:
5 22 103.30 INSPECTIONS NOT REQUIRED.
5 23 1. Nothing in this chapter shall be construed to require
5 24 the work of employees of municipal utilities, railroads,
5 25 electric membership or cooperative associations,
5 26 investor-owned utilities, rural water associations or
5 27 districts, or telecommunications systems to be inspected while
5 28 acting within the scope of their employment.
5 29 2. The board may by rule exempt specified types of new
5 30 electrical installations from the state electrical inspection
5 31 requirements under section 103.23, provided that a political
5 32 subdivision conducting inspections pursuant to section 103.24
5 33 shall not be prohibited from requiring inspection of any new
5 34 electrical installation exempt by rule from state inspection
5 35 pursuant to this subsection.

6 1 Sec. 10. Section 103.33, subsection 3, Code 2009, is
6 2 amended to read as follows:
6 3 3. Upon receipt of notice of appeal from a condemnation or
6 4 disconnection order because the electrical installation is not
6 5 in compliance with accepted standards of construction for
6 6 safety to health and property, except as provided in
6 7 subsection 2, the order appealed from shall be stayed until
6 8 final decision of the board and the board shall notify the
6 9 property owner and the electrical contractor, class A master
6 10 electrician, class B master electrician, fire alarm installer,
6 11 or special electrician, or if established by the board the
6 12 residential master electrician, making the installation. The
6 13 power supplier shall also be notified in those instances in
6 14 which the order has been served on such supplier.

6 15 EXPLANATION
6 16 This bill modifies specified existing provisions relating
6 17 to electrician licensure and authorizes two new licensure
6 18 classifications.
6 19 The bill provides that the electrical examining board may
6 20 establish by rule a residential electrician classification and
6 21 a residential master electrician licensure classification to
6 22 perform residential installations. A "residential
6 23 installation" is defined in the bill as wiring for or
6 24 installing electrical wiring, apparatus, and equipment in a
6 25 residence consisting of no more than four living units within
6 26 the same building. A "residential electrician" refers to a
6 27 person having the necessary qualifications, training,
6 28 experience, and technical knowledge to perform a residential
6 29 installation, and a "residential master electrician" refers to
6 30 a person having the necessary qualifications, training,
6 31 experience, and technical knowledge to properly plan, lay out,
6 32 and supervise the performance of a residential installation.
6 33 The bill authorizes the board to determine licensure
6 34 qualifications, limitations, and restrictions for the two new
6 35 classifications if the classifications are established,
7 1 provides for conversion of an existing special electrician
7 2 license authorizing residential installations to one of the
7 3 new classifications if established, and exempts specified
7 4 existing licensure classifications from requirements

7 5 applicable to the new classifications. The bill contains
7 6 corresponding changes regarding licensing fees and
7 7 notification procedures relating to an appeal from an order of
7 8 condemnation or disconnection by the board. License fee
7 9 amounts are \$125 for a residential master electrician, and \$25
7 10 for a residential electrician.

7 11 The bill additionally authorizes the board to create an
7 12 inactive master electrician license by rule, which could be
7 13 converted to class A master electrician or class B master
7 14 electrician license by complying with continuing education and
7 15 license fee requirements, and other requirements to be
7 16 established by the board.

7 17 The bill provides that in the event that the board
7 18 determines that all three-year licenses shall expire on the
7 19 same date every three years, license fees shall be prorated by
7 20 month for mid-cycle applicants, and authorizes the board to
7 21 establish by rule a process for the issuance of a single
7 22 permit to a licensee to request multiple inspections.

7 23 The bill additionally provides that a political subdivision
7 24 shall not prohibit a class B licensee from performing any type
7 25 of work that the licensee was authorized to perform within the
7 26 political subdivision under the authority of a license validly
7 27 issued or recognized by the political subdivision on December
7 28 31, 2007. The bill also authorizes the board to exempt
7 29 specified types of electrical installations from inspections
7 30 requirements of Code chapter 103, and provides that a
7 31 political subdivision is not obliged to extend the exemption
7 32 to a local inspection the political subdivision is conducting.

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