

House Study Bill 685 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
AGRICULTURE BILL BY
CHAIRPERSON MERTZ)

A BILL FOR

1 An Act providing an exemption for electrical installations
2 on farms from licensing and inspections, and including
3 effective date provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 103.1A Term "commercial" applied.

2 1. Whenever the term "*commercial*" is used in this chapter,
3 it shall refer to a use, installation, structure, or premises
4 associated with a place of business where goods, wares,
5 services, or merchandise is stored or offered for sale on a
6 wholesale or retail basis.

7 2. The term "*commercial*" refers to a residence only if the
8 residence is also used as place of business as provided in
9 subsection 1.

10 3. The term "*commercial*" does not refer to a use,
11 installation, structure, or premises associated with any of the
12 following:

13 a. A farm.

14 b. An industrial installation.

15 Sec. 2. Section 103.22, subsection 7, Code Supplement 2009,
16 is amended to read as follows:

17 7. Prohibit an owner of property from performing work on the
18 owner's principal residence, if such residence is an existing
19 dwelling rather than new construction and is not an apartment
20 that is attached to any other apartment or building, as those
21 terms are defined in section 499B.2, and is not larger than a
22 single-family dwelling, ~~or farm property, excluding commercial~~
23 ~~or industrial installations or installations in public use~~
24 ~~buildings or facilities,~~ or require such owner to be licensed
25 under this chapter. In order to qualify for inapplicability
26 pursuant to this subsection, a residence shall qualify for the
27 homestead tax exemption.

28 Sec. 3. Section 103.22, Code Supplement 2009, is amended by
29 adding the following new subsection:

30 NEW SUBSECTION. 15. Apply to a person performing any
31 installation on a farm, if the person is associated with the
32 farm as a holder of a legal or equitable interest, a relative
33 or employee of the holder, or an operator or manager of the
34 farm. The provisions of this chapter do not require such
35 person to be licensed. In addition, a permit is not required

1 for an installation on a farm, and an installation on a farm is
2 not required to be inspected. In order for a farm building to
3 qualify under this subsection, it cannot regularly be open to
4 the public as a place of business for the retail sale of goods,
5 wares, services, or merchandise.

6 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
7 immediate importance, takes effect upon enactment.

8

EXPLANATION

9 This bill amends Code chapter 103 which provides for the
10 regulation of electricians and electrical contractors. The
11 bill provides that when the chapter uses the term "commercial"
12 it refers to a place of business where goods, wares, services,
13 or merchandise is stored or offered for sale on a wholesale
14 or retail basis. It refers to a residence only when used as
15 a business, and it does not refer to a farm, or an industrial
16 installation.

17 Generally, the Code chapter requires that a person must be
18 licensed as an electrical contractor to provide for electrical
19 installations. The bill rewrites a provision which exempts
20 installation on farms. The bill provides that the Code
21 chapter's requirements do not apply to a person performing any
22 installation by a farmer, employee or relative of the farmer,
23 or farm operator or manager. An installation on a farm does
24 not require a permit and does not have to be inspected.