
HOUSE BILL 1951

State of Washington 58th Legislature 2003 Regular Session

By Representatives Buck, Grant, Clements, Schoesler, Sump, Kessler and McMahan

Read first time 02/18/2003. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to limiting the scope of electrical work subject to
2 licensing, certification, permitting, and inspection requirements;
3 amending RCW 19.28.006, 19.28.010, 19.28.021, 19.28.041, 19.28.051,
4 19.28.081, 19.28.091, 19.28.101, 19.28.141, 19.28.151, 19.28.161,
5 19.28.191, 19.28.261, 19.28.271, 19.28.311, 19.28.341, and 19.28.361;
6 adding a new section to chapter 19.28 RCW; and repealing RCW 19.28.301,
7 19.28.400, 19.28.410, 19.28.420, 19.28.430, 19.28.440, 19.28.450,
8 19.28.460, 19.28.470, 19.28.480, 19.28.490, 19.28.501, 19.28.511,
9 19.28.521, 19.28.531, 19.28.541, and 19.28.551.

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

11 NEW SECTION. **Sec. 1.** A new section is added to chapter 19.28 RCW
12 to read as follows:

13 (1) Only the work in the electrical construction trade that,
14 pursuant to the department's routine practice, was subject to
15 licensing, certification, or inspection and permitting requirements as
16 of January 1, 1998, is subject to licensing requirements under RCW
17 19.28.091, certification requirements under RCW 19.28.161, and
18 inspection and permitting requirements under RCW 19.28.101. In any
19 proceeding involving a question of whether particular work was subject

1 to licensing, certification, or inspection and permitting requirements
2 as of January 1, 1998, the department has the burden of establishing
3 its routine practice as of that date with evidence in the form of
4 licenses, certificates, inspection records, or permits.

5 (2) All work other than the work specified in subsection (1) of
6 this section is exempt from licensing requirements under RCW 19.28.091,
7 certification requirements under RCW 19.28.161, and inspection and
8 permitting requirements under RCW 19.28.101.

9 **Sec. 2.** RCW 19.28.006 and 2002 c 249 s 1 are each amended to read
10 as follows:

11 The definitions in this section apply throughout this subchapter.

12 (1) "Administrator" means a person designated by an electrical
13 contractor to supervise electrical work and electricians in accordance
14 with the rules adopted under this chapter.

15 (2) "Board" means the electrical board under RCW 19.28.311.

16 (3) "Chapter" or "subchapter" means the subchapter, if no chapter
17 number is referenced.

18 (4) "Department" means the department of labor and industries.

19 (5) "Director" means the director of the department or the
20 director's designee.

21 (6) "Electrical construction trade" (~~((includes but is not limited~~
22 ~~to))~~) means installing or maintaining electrical wires and equipment
23 that are used for light, heat, or power and installing and maintaining
24 remote control, signaling, power limited, or communication circuits or
25 systems.

26 (7) "Electrical contractor" means a person, firm, partnership,
27 corporation, or other entity that offers to undertake, undertakes,
28 submits a bid for, or does the work (~~((of installing or maintaining~~
29 ~~wires or equipment that convey electrical current))~~) in the electrical
30 construction trade specified in section 1 of this act.

31 (8) "Equipment" means any equipment or apparatus that directly
32 uses, conducts, insulates, or is operated by electricity but does not
33 mean: Plug-in appliances; or plug-in equipment as determined by the
34 department by rule.

35 (9) "Industrial control panel" means a factory-wired or user-wired
36 assembly of industrial control equipment such as motor controllers,

1 switches, relays, power supplies, computers, cathode ray tubes,
2 transducers, and auxiliary devices. The panel may include disconnect
3 means and motor branch circuit protective devices.

4 (10) "Journeyman electrician" means a person who has been issued a
5 journeyman electrician certificate of competency by the department.

6 (11) "Master electrician" means either a master journeyman
7 electrician or master specialty electrician.

8 (12) "Master journeyman electrician" means a person who has been
9 issued a master journeyman electrician certificate of competency by the
10 department and who may be designated by an electrical contractor to
11 supervise electrical work and electricians in accordance with rules
12 adopted under this chapter.

13 (13) "Master specialty electrician" means a person who has been
14 issued a specialty electrician certificate of competency by the
15 department and who may be designated by an electrical contractor to
16 supervise electrical work and electricians in accordance with rules
17 adopted under this chapter.

18 (14) "Specialty electrician" means a person who has been issued a
19 specialty electrician certificate of competency by the department.

20 **Sec. 3.** RCW 19.28.010 and 2001 c 211 s 2 are each amended to read
21 as follows:

22 (1) (~~All wires and equipment, and installations thereof, that~~
23 ~~convey electric current and installations of equipment to be operated~~
24 ~~by electric current, in, on, or about buildings or structures~~) Work in
25 the electric construction trade as specified in section 1 of this act,
26 except for telephone, telegraph, radio, and television wires and
27 equipment, and television antenna installations, signal strength
28 amplifiers, and coaxial installations pertaining thereto shall be in
29 strict conformity with this chapter, the statutes of the state of
30 Washington, and the rules issued by the department, and shall be in
31 conformity with approved methods of construction for safety to life and
32 property. All wires and equipment that fall within section 90.2(b)(5)
33 of the National Electrical Code, 1981 edition, are exempt from the
34 requirements of this chapter. The regulations and articles in the
35 National Electrical Code, the national electrical safety code, and
36 other installation and safety regulations approved by the national fire
37 protection association, as modified or supplemented by rules issued by

1 the department in furtherance of safety to life and property under
2 authority hereby granted, shall be prima facie evidence of the approved
3 methods of construction. ~~((All))~~ Materials, devices, appliances, and
4 equipment used in ~~((such installations))~~ work in the electrical
5 construction trade as specified in section 1 of this act shall be of a
6 type that conforms to applicable standards or be indicated as
7 acceptable by the established standards of any electrical product
8 testing laboratory which is accredited by the department. Industrial
9 control panels, utilization equipment, and their components do not need
10 to be listed, labeled, or otherwise indicated as acceptable by an
11 accredited electrical product testing laboratory unless specifically
12 required by the National Electrical Code, 1993 edition.

13 (2) Residential buildings or structures moved into or within a
14 county, city, or town are not required to comply with all of the
15 requirements of this chapter, if the original occupancy classification
16 of the building or structure is not changed as a result of the move.
17 This subsection shall not apply to residential buildings or structures
18 that are substantially remodeled or rehabilitated.

19 (3) This chapter shall not limit the authority or power of any city
20 or town to enact and enforce under authority given by law, any
21 ordinance, rule, or regulation requiring ~~((an equal, higher, or~~
22 ~~better))~~ the same standards of construction and ~~((an equal, higher, or~~
23 ~~better standard))~~ of materials, devices, appliances, and equipment
24 ~~((than that))~~ as is required by this chapter. A city or town shall
25 require that its electrical inspectors meet the qualifications provided
26 for state electrical inspectors in accordance with RCW 19.28.321. In
27 a city or town having ~~((an equal, higher, or better))~~ the same
28 standards, the installations, materials, devices, appliances, and
29 equipment shall be in accordance with the ordinance, rule, or
30 regulation of the city or town. Electrical equipment associated with
31 spas, hot tubs, swimming pools, and hydromassage bathtubs shall not be
32 offered for sale or exchange unless the electrical equipment is
33 certified as being in compliance with the applicable product safety
34 standard by bearing the certification mark of an approved electrical
35 products testing laboratory.

36 (4) Nothing in this chapter may be construed as permitting the
37 connection of any conductor of any electric circuit with a pipe that is
38 connected with or designed to be connected with a waterworks piping

1 system, without the consent of the person or persons legally
2 responsible for the operation and maintenance of the waterworks piping
3 system.

4 **Sec. 4.** RCW 19.28.021 and 2000 c 171 s 46 are each amended to read
5 as follows:

6 Disputes arising under RCW 19.28.010(3) regarding whether the city
7 or town's electrical rules, regulations, or ordinances are (~~equal to~~)
8 the same as the rules adopted by the department shall be resolved by
9 arbitration. The department shall appoint two members of the board to
10 serve on the arbitration panel, and the city or town shall appoint two
11 persons to serve on the arbitration panel. These four persons shall
12 choose a fifth person to serve. If the four persons cannot agree on a
13 fifth person, the presiding judge of the superior court of the county
14 in which the city or town is located shall choose a fifth person. A
15 decision of the arbitration panel may be appealed to the superior court
16 of the county in which the city or town is located within thirty days
17 after the date the panel issues its final decision.

18 **Sec. 5.** RCW 19.28.041 and 2002 c 249 s 2 are each amended to read
19 as follows:

20 (1) It is unlawful for any person, firm, partnership, corporation,
21 or other entity to engage in, conduct, or carry on the business of
22 (~~installing or maintaining wires or equipment to convey electric~~
23 ~~current, or installing or maintaining equipment to be operated by~~
24 ~~electric current as it pertains to the electrical industry,~~)
25 performing work in the electrical construction trade as specified in
26 section 1 of this act without having an unrevoked, unsuspended, and
27 unexpired electrical contractor license, issued by the department in
28 accordance with this chapter. All electrical contractor licenses
29 expire twenty-four calendar months following the day of their issue.
30 The department may issue an electrical contractors license for a period
31 of less than twenty-four months only for the purpose of equalizing the
32 number of electrical contractor licenses that expire each month.
33 Application for an electrical contractor license shall be made in
34 writing to the department, accompanied by the required fee. The
35 application shall state:

1 (a) The name and address of the applicant; in case of firms or
2 partnerships, the names of the individuals composing the firm or
3 partnership; in case of corporations, the names of the managing
4 officials thereof;

5 (b) The location of the place of business of the applicant and the
6 name under which the business is conducted;

7 (c) Employer social security number;

8 (d) Evidence of workers' compensation coverage for the applicant's
9 employees working in Washington, as follows:

10 (i) The applicant's industrial insurance account number issued by
11 the department;

12 (ii) The applicant's self-insurer number issued by the department;
13 or

14 (iii) For applicants domiciled in a state or province of Canada
15 subject to an agreement entered into under RCW 51.12.120(7), as
16 permitted by the agreement, filing a certificate of coverage issued by
17 the agency that administers the workers' compensation law in the
18 applicant's state or province of domicile certifying that the applicant
19 has secured the payment of compensation under the other state's or
20 province's workers' compensation law;

21 (e) Employment security department number;

22 (f) State excise tax registration number;

23 (g) Unified business identifier (UBI) account number may be
24 substituted for the information required by (d) of this subsection if
25 the applicant will not employ employees in Washington, and by (e) and
26 (f) of this subsection; and

27 (h) Whether a general or specialty electrical contractor license is
28 sought and, if the latter, the type of specialty. Electrical
29 contractor specialties (~~include, but~~) are (~~not limited to~~):
30 Residential, pump and irrigation, limited energy system, signs,
31 nonresidential maintenance, (~~restricted nonresidential maintenance,~~
32 ~~appliance repair,~~) and a combination specialty. A general electrical
33 contractor license shall grant to the holder the right to engage in,
34 conduct, or carry on the business of (~~installing or maintaining wires~~
35 ~~or equipment to carry electric current, and installing or maintaining~~
36 ~~equipment, or installing or maintaining material to fasten or insulate~~
37 ~~such wires or equipment to be operated by electric current, in the~~
38 ~~state of Washington~~) performing work in the electric construction

1 trade as specified in section 1 of this act. A specialty electrical
2 contractor license shall grant to the holder a limited right to engage
3 in, conduct, or carry on the business of (~~installing or maintaining~~
4 ~~wires or equipment to carry electrical current, and installing or~~
5 ~~maintaining equipment; or installing or maintaining material to fasten~~
6 ~~or insulate such wires or equipment to be operated by electric current~~
7 ~~in the state of Washington as expressly allowed by the license~~))
8 performing work in the electric construction trade as specified in
9 section 1 of this act.

10 (2) The department may verify the workers' compensation coverage
11 information provided by the applicant under subsection (1)(d) of this
12 section, including but not limited to information regarding the
13 coverage of an individual employee of the applicant. If coverage is
14 provided under the laws of another state, the department may notify the
15 other state that the applicant is employing employees in Washington.

16 (3) The application for an electrical contractor license shall be
17 accompanied by a bond in the sum of four thousand dollars with the
18 state of Washington named as obligee in the bond, with good and
19 sufficient surety, to be approved by the department. The bond shall at
20 all times be kept in full force and effect, and any cancellation or
21 revocation thereof, or withdrawal of the surety therefrom, suspends the
22 license issued to the principal until a new bond has been filed and
23 approved as provided in this section. Upon approval of a bond, the
24 department shall on the next business day deposit the fee accompanying
25 the application in the electrical license fund and shall file the bond
26 in the office. The department shall upon request furnish to any
27 person, firm, partnership, corporation, or other entity a certified
28 copy of the bond upon the payment of a fee that the department shall
29 set by rule. The fee shall cover but not exceed the cost of furnishing
30 the certified copy. The bond shall be conditioned that in any
31 installation or maintenance of wires or equipment to convey electrical
32 current, and equipment to be operated by electrical current, the
33 principal will comply with the provisions of this chapter and with any
34 electrical ordinance, building code, or regulation of a city or town
35 adopted pursuant to RCW 19.28.010(3) that is in effect at the time of
36 entering into a contract. The bond shall be conditioned further that
37 the principal will pay for all labor, including employee benefits, and
38 material furnished or used upon the work, taxes and contributions to

1 the state of Washington, and all damages that may be sustained by any
2 person, firm, partnership, corporation, or other entity due to a
3 failure of the principal to make the installation or maintenance in
4 accordance with this chapter or any applicable ordinance, building
5 code, or regulation of a city or town adopted pursuant to RCW
6 19.28.010(3). In lieu of the surety bond required by this section the
7 license applicant may file with the department a cash deposit or other
8 negotiable security acceptable to the department. If the license
9 applicant has filed a cash deposit, the department shall deposit the
10 funds in a special trust savings account in a commercial bank, mutual
11 savings bank, or savings and loan association and shall pay annually to
12 the depositor the interest derived from the account.

13 (4) The department shall issue general or specialty electrical
14 contractor licenses to applicants meeting all of the requirements of
15 this chapter. The provisions of this chapter relating to the licensing
16 of any person, firm, partnership, corporation, or other entity
17 including the requirement of a bond with the state of Washington named
18 as obligee therein and the collection of a fee therefor, are exclusive,
19 and no political subdivision of the state of Washington may require or
20 issue any licenses or bonds or charge any fee for the same or a similar
21 purpose. No person, firm, partnership, corporation, or other entity
22 holding more than one specialty contractor license under this chapter
23 may be required to pay an annual fee for more than one such license or
24 to post more than one four thousand dollar bond, equivalent cash
25 deposit, or other negotiable security.

26 (5) To obtain a general or specialty electrical contractor license
27 the applicant must designate an individual who currently possesses a
28 valid master journeyman electrician's certificate of competency, master
29 specialty electrician's certificate of competency in the specialty for
30 which application has been made, or administrator's certificate as a
31 general electrical contractor administrator or as a specialty
32 electrical contractor administrator in the specialty for which
33 application has been made.

34 (6) Administrator certificate specialties (~~((include but))~~) are (~~((not~~
35 ~~limited to))~~): Residential, pump and irrigation, limited energy system,
36 signs, nonresidential maintenance, (~~((restricted—nonresidential~~
37 ~~maintenance, appliance repair,))~~) and combination specialty. To obtain
38 an administrator's certificate an individual must pass an examination

1 as set forth in RCW 19.28.051 unless the applicant was a licensed
2 electrical contractor at any time during 1974. Applicants who were
3 electrical contractors licensed by the state of Washington at any time
4 during 1974 are entitled to receive a general electrical contractor
5 administrator's certificate without examination if the applicants apply
6 prior to January 1, 1984. The board of electrical examiners shall
7 certify to the department the names of all persons who are entitled to
8 either a general or specialty electrical contractor administrator's
9 certificate.

10 **Sec. 6.** RCW 19.28.051 and 2001 c 211 s 4 are each amended to read
11 as follows:

12 It shall be the purpose and function of the board to establish(~~(~~
13 ~~in addition to a general electrical contractors' license, such~~
14 ~~classifications of specialty electrical contractors' licenses as it~~
15 ~~deems appropriate with regard to individual sections pertaining to~~
16 ~~state adopted codes in this chapter. In addition, it shall be the~~
17 ~~purpose and function of the board to establish~~)) and administer written
18 examinations for general electrical administrators' certificates and
19 the various specialty electrical administrators' certificates.
20 Examinations shall be designed to reasonably (~~insure~~) ensure that
21 general and specialty electrical administrators' certificate holders
22 are competent to engage in and supervise the work covered by this
23 (~~statute~~) chapter and their respective licenses. The examinations
24 shall include questions from the following categories to assure proper
25 safety and protection for the general public: (1) Safety, (2) state
26 electrical code, and (3) electrical theory. The department with the
27 consent of the board shall be permitted to enter into a contract with
28 a professional testing agency to develop, administer, and score these
29 examinations. The fee for the examination may be set by the department
30 in its contract with the professional testing agency. The department
31 may direct that the applicant pay the fee to the professional testing
32 agency. The fee shall cover but not exceed the costs of preparing and
33 administering the examination. It shall be the further purpose and
34 function of this board to advise the director as to the need of
35 additional electrical inspectors and compliance officers to be utilized
36 by the director on either a full-time or part-time employment basis and

1 to carry out the duties enumerated in RCW 19.28.161 through 19.28.271
2 as well as generally advise the department on all matters relative to
3 RCW 19.28.161 through 19.28.271.

4 **Sec. 7.** RCW 19.28.081 and 1986 c 156 s 9 are each amended to read
5 as follows:

6 No person, firm, or corporation engaging in, conducting, or
7 carrying on the business of (~~installing wires or equipment to convey~~
8 ~~electric current, or installing apparatus to be operated by said~~
9 ~~current,~~) performing work in the electrical construction trade as
10 specified in section 1 of this act shall be entitled to commence or
11 maintain any suit or action in any court of this state pertaining to
12 any such work or business, without alleging and proving that such
13 person, firm, or corporation held, at the time of commencing and
14 performing such work, an unexpired, unrevoked, and unsuspended license
15 issued under the provisions of this chapter; and no city or town
16 requiring by ordinance or regulation a permit for inspection or
17 installation of such electrical work, shall issue such permit to any
18 person, firm, or corporation not holding such license.

19 **Sec. 8.** RCW 19.28.091 and 2001 c 211 s 6 are each amended to read
20 as follows:

21 (1) All work other than the work specified in section 1(1) of this
22 act is exempt from licensing requirements under this chapter.

23 (2) The specific exemptions set forth in this subsection (2) are in
24 addition to the general exemption set forth in section 1(2) of this act
25 and subsection (1) of this section.

26 (a) No license under the provision of this chapter shall be
27 required from any utility or any person, firm, partnership,
28 corporation, or other entity employed by a utility because of work in
29 connection with the installation, repair, or maintenance of lines,
30 wires, apparatus, or equipment owned by or under the control of a
31 utility and used for transmission or distribution of electricity from
32 the source of supply to the point of contact at the premises and/or
33 property to be supplied and service connections and meters and other
34 apparatus or appliances used in the measurement of the consumption of
35 electricity by the customer.

1 ~~((2))~~ (b) No license under the provisions of this chapter shall
2 be required from any utility because of work in connection with the
3 installation, repair, or maintenance of the following:

4 ~~((a))~~ (i) Lines, wires, apparatus, or equipment used in the
5 lighting of streets, alleys, ways, or public areas or squares;

6 ~~((b))~~ (ii) Lines, wires, apparatus, or equipment owned by a
7 commercial, industrial, or public institution customer that are an
8 integral part of a transmission or distribution system, either overhead
9 or underground, providing service to such customer and located outside
10 the building or structure: PROVIDED, That a utility does not initiate
11 the sale of services to perform such work;

12 ~~((c))~~ (iii) Lines and wires, together with ancillary apparatus,
13 and equipment, owned by a customer that is an independent power
14 producer who has entered into an agreement for the sale of electricity
15 to a utility and that are used in transmitting electricity from an
16 electrical generating unit located on premises used by such customer to
17 the point of interconnection with the utility's system.

18 ~~((3))~~ (c) Any person, firm, partnership, corporation, or other
19 entity licensed under RCW 19.28.041 may enter into a contract with a
20 utility for the performance of work under ~~((subsection (2) of this~~
21 ~~section))~~ (b) of this subsection.

22 ~~((4))~~ (d) No license under the provisions of this chapter shall
23 be required from any person, firm, partnership, corporation, or other
24 entity because of the work of installing and repairing ignition or
25 lighting systems for motor vehicles.

26 ~~((5))~~ (e) No license under the provisions of this chapter shall
27 be required from any person, firm, partnership, corporation, or other
28 entity because of work in connection with the installation, repair, or
29 maintenance of wires and equipment, and installations thereof, exempted
30 in RCW 19.28.010.

31 ~~((6) The department may by rule exempt from licensing requirements~~
32 ~~under this chapter))~~ (f) No license under the provisions of this
33 chapter is required from any person, firm, partnership, corporation, or
34 other entity because of work performed on premanufactured electric
35 power generation equipment assemblies and control gear involving the
36 testing, repair, modification, maintenance, or installation of
37 components internal to the power generation equipment, the control
38 gear, or the transfer switch.

1 **Sec. 9.** RCW 19.28.101 and 1996 c 241 s 4 are each amended to read
2 as follows:

3 (1) The director shall cause an inspector to inspect (~~(all wiring,~~
4 ~~appliances, devices, and equipment to which this chapter applies))~~ work
5 in the electrical construction trade as specified in section 1 of this
6 act. Nothing contained in this chapter may be construed as providing
7 any authority for any subdivision of government to adopt by ordinance
8 any provisions contained or provided for in this chapter except those
9 pertaining to cities and towns pursuant to RCW 19.28.010(3).

10 (2) Upon request, electrical inspections will be made by the
11 department within forty-eight hours, excluding holidays, Saturdays, and
12 Sundays. If, upon written request, the electrical inspector fails to
13 make an electrical inspection within twenty-four hours, the serving
14 utility may immediately connect electrical power to the installation if
15 the necessary electrical work permit is displayed: PROVIDED, That if
16 the request is for an electrical inspection that relates to a mobile
17 home installation, the applicant shall provide proof of a current
18 building permit issued by the local government agency authorized to
19 issue such permits as a prerequisite for inspection approval or
20 connection of electrical power to the mobile home.

21 (3) Whenever the installation of any wiring, device, appliance, or
22 equipment is not in accordance with this chapter, or is in such a
23 condition as to be dangerous to life or property, the person, firm,
24 partnership, corporation, or other entity owning, using, or operating
25 it shall be notified by the department and shall within fifteen days,
26 or such further reasonable time as may upon request be granted, make
27 such repairs and changes as are required to remove the danger to life
28 or property and to make it conform to this chapter. The director,
29 through the inspector, is hereby empowered to disconnect or order the
30 discontinuance of electrical service to conductors or equipment that
31 are found to be in a dangerous or unsafe condition and not in
32 accordance with this chapter. Upon making a disconnection the
33 inspector shall attach a notice stating that the conductors have been
34 found dangerous to life or property and are not in accordance with this
35 chapter. It is unlawful for any person to reconnect such defective
36 conductors or equipment without the approval of the department, and
37 until the conductors and equipment have been placed in a safe and
38 secure condition, and in a condition that complies with this chapter.

1 (4) The director, through the electrical inspector, has the right
2 during reasonable hours to enter into and upon any building or premises
3 in the discharge of his or her official duties for the purpose of
4 making any inspection or test of the installation of new construction
5 or altered electrical wiring, electrical devices, equipment, or
6 material contained in or on the buildings or premises. No electrical
7 wiring or equipment subject to this chapter may be concealed until it
8 has been approved by the inspector making the inspection. At the time
9 of the inspection, electrical wiring or equipment subject to this
10 chapter must be sufficiently accessible to permit the inspector to
11 employ any testing methods that will verify conformance with the
12 national electrical code and any other requirements of this chapter.

13 (5) Persons, firms, partnerships, corporations, or other entities
14 making electrical installations shall obtain inspection and approval
15 from an authorized representative of the department as required by this
16 chapter before requesting the electric utility to connect to the
17 installations. Electric utilities may connect to the installations if
18 approval is clearly indicated by certification of the electrical work
19 permit required to be affixed to each installation or by equivalent
20 means, except that increased or relocated services may be reconnected
21 immediately at the discretion of the utility before approval if an
22 electrical work permit is displayed. The permits shall be furnished
23 upon payment of the fee to the department.

24 (6) The director, subject to the recommendations and approval of
25 the board, shall set by rule a schedule of license and electrical work
26 permit fees that will cover the costs of administration and enforcement
27 of this chapter. The rules shall be adopted in accordance with the
28 administrative procedure act, chapter 34.05 RCW. No fee may be charged
29 for plug-in mobile homes, recreational vehicles, or portable
30 appliances.

31 (7) Nothing in this chapter shall authorize the inspection of any
32 wiring, appliance, device, or equipment, or installations thereof, by
33 any utility or by any person, firm, partnership, corporation, or other
34 entity employed by a utility in connection with the installation,
35 repair, or maintenance of lines, wires, apparatus, or equipment owned
36 by or under the control of the utility. All work covered by the
37 national electric code not exempted by the 1981 edition of the national
38 electric code 90-2(B)(5) shall be inspected by the department.

1 **Sec. 10.** RCW 19.28.141 and 2001 c 211 s 9 are each amended to read
2 as follows:

3 The provisions of RCW 19.28.101 shall not apply:

4 (1) Within the corporate limits of any incorporated city or town
5 which has heretofore adopted and enforced or subsequently adopts and
6 enforces an ordinance requiring (~~(an equal, higher or better))~~ the same
7 standards of construction and of materials, devices, appliances and
8 equipment (~~(than))~~ as is required by this chapter.

9 (2) Within the service area of an electricity supply agency owned
10 and operated by a city or town which is supplying electricity and
11 enforcing a standard of construction and materials outside its
12 corporate limits at the time this act takes effect: PROVIDED, That
13 such city, town or agency shall henceforth enforce by inspection within
14 its service area outside its corporate limits the same standards of
15 construction and of materials, devices, appliances and equipment as is
16 enforced by the department of labor and industries under the authority
17 of this chapter: PROVIDED FURTHER, That fees charged henceforth in
18 connection with such enforcement shall not exceed those established in
19 RCW 19.28.101.

20 (3) Within the rights of way of state highways, provided the state
21 department of transportation maintains and enforces (~~(an equal, higher~~
22 ~~or better))~~ the same standards of construction and of materials,
23 devices, appliances and equipment (~~(than))~~ as is required by RCW
24 19.28.010 through 19.28.141 and 19.28.311 through 19.28.361.

25 **Sec. 11.** RCW 19.28.151 and 2001 c 211 s 10 are each amended to
26 read as follows:

27 (1) All work other than the work specified in section 1(1) of this
28 act is exempt from licensing requirements under RCW 19.28.091,
29 certification requirements under RCW 19.28.161, and inspection and
30 permitting requirements under RCW 19.28.101.

31 (2) The specific exemptions set forth in this subsection (2) are in
32 addition to the general exemption set forth in section 1(2) of this act
33 and subsection (1) of this section. The provisions of RCW 19.28.010
34 through 19.28.141 and 19.28.311 through 19.28.361 shall not apply to
35 the work of installing, maintaining, or repairing any and all
36 electrical wires, apparatus, installations, or equipment used or to be

1 used by a telegraph company or a telephone company in the exercise of
2 its functions and located outdoors or in a building or buildings used
3 exclusively for that purpose.

4 **Sec. 12.** RCW 19.28.161 and 2002 c 249 s 4 are each amended to read
5 as follows:

6 (1) No person may engage in the electrical construction trade as
7 specified in section 1 of this act without having a valid master
8 journeyman electrician certificate of competency, journeyman
9 electrician certificate of competency, master specialty electrician
10 certificate of competency, or specialty electrician certificate of
11 competency issued by the department in accordance with this chapter.
12 Electrician certificate of competency specialties (~~include, but~~) are
13 (~~not limited to~~): Residential, pump and irrigation, limited energy
14 system, signs, and nonresidential maintenance(~~, restricted~~
15 ~~nonresidential maintenance, and appliance repair~~)).

16 (2) A person who is indentured in an apprenticeship program
17 approved under chapter 49.04 RCW for the electrical construction trade
18 or who is learning the electrical construction trade may work in the
19 electrical construction trade if supervised by a certified master
20 journeyman electrician, journeyman electrician, master specialty
21 electrician in that electrician's specialty, or specialty electrician
22 in that electrician's specialty. All apprentices and individuals
23 learning the electrical construction trade shall obtain an electrical
24 training certificate from the department. The certificate shall
25 authorize the holder to learn the electrical construction trade while
26 under the direct supervision of a master journeyman electrician,
27 journeyman electrician, master specialty electrician working in that
28 electrician's specialty, or specialty electrician working in that
29 electrician's specialty. The holder of the electrical training
30 certificate shall renew the certificate biennially. At the time of
31 renewal, the holder shall provide the department with an accurate list
32 of the holder's employers in the electrical construction industry for
33 the previous biennial period and the number of hours worked for each
34 employer. A biennial fee shall be charged for the issuance or renewal
35 of the certificate. The department shall set the fee by rule. The fee
36 shall cover but not exceed the cost of administering and enforcing the
37 trainee certification and supervision requirements of this chapter.

1 Apprentices and individuals learning the electrical construction trade
2 shall have their electrical training certificates in their possession
3 at all times that they are performing electrical work. They shall show
4 their certificates to an authorized representative of the department at
5 the representative's request.

6 (3) Any person who has been issued an electrical training
7 certificate under this chapter may work if that person is under
8 supervision. Supervision shall consist of a person being on the same
9 job site and under the control of either a certified master journeyman
10 electrician, journeyman electrician, master specialty electrician
11 working in that electrician's specialty, or specialty electrician
12 working in that electrician's specialty. Either a certified master
13 journeyman electrician, journeyman electrician, master specialty
14 electrician working in that electrician's specialty, or specialty
15 electrician working in that electrician's specialty shall be on the
16 same job site as the noncertified individual for a minimum of seventy-
17 five percent of each working day unless otherwise provided in this
18 chapter.

19 (4) The ratio of noncertified individuals to certified master
20 journeymen electricians, journeymen electricians, master specialty
21 electricians, or specialty electricians on any one job site is as
22 follows:

23 (a) When working as a specialty electrician, not more than two
24 noncertified individuals for every certified master specialty
25 electrician working in that electrician's specialty, specialty
26 electrician working in that electrician's specialty, master journeyman
27 electrician, or journeyman electrician, except that the ratio
28 requirements are one certified master specialty electrician working in
29 that electrician's specialty, specialty electrician working in that
30 electrician's specialty, master journeyman electrician, or journeyman
31 electrician working as a specialty electrician to no more than four
32 students enrolled in and working as part of an electrical construction
33 program at public community or technical colleges, or not-for-profit
34 nationally accredited trade or technical schools licensed by the work
35 force training and education coordinating board under chapter 28C.10
36 RCW. In meeting the ratio requirements for students enrolled in an
37 electrical construction program at a trade school, a trade school may
38 receive input and advice from the electrical board; and

1 (b) When working as a journeyman electrician, not more than one
2 noncertified individual for every certified master journeyman
3 electrician or journeyman electrician, except that the ratio
4 requirements shall be one certified master journeyman electrician or
5 journeyman electrician to no more than four students enrolled in and
6 working as part of an electrical construction program at public
7 community or technical colleges, or not-for-profit nationally
8 accredited trade or technical schools licensed by the work force
9 training and education coordinating board under chapter 28C.10 RCW. In
10 meeting the ratio requirements for students enrolled in an electrical
11 construction program at a trade school, a trade school may receive
12 input and advice from the electrical board.

13 An individual who has a current training certificate and who has
14 successfully completed or is currently enrolled in an approved
15 apprenticeship program or in an electrical construction program at
16 public community or technical colleges, or not-for-profit nationally
17 accredited technical or trade schools licensed by the work force
18 training and education coordinating board under chapter 28C.10 RCW, may
19 work without direct on-site supervision during the last six months of
20 meeting the practical experience requirements of this chapter.

21 ~~(5) ((For the residential (as specified in WAC 296 46A 930(2)(a)),~~
22 ~~pump and irrigation (as specified in WAC 296 46A 930(2)(b)(i)), sign~~
23 ~~(as specified in WAC 296 46A 930(2)(c)), limited energy (as specified~~
24 ~~in WAC 296 46A 930(2)(e)(i)), nonresidential maintenance (as specified~~
25 ~~in WAC 296 46A 930(2)(f)(i)), restricted nonresidential maintenance as~~
26 ~~determined by the department in rule, or other new nonresidential~~
27 ~~specialties, not including appliance repair, as determined by the~~
28 ~~department in rule, either a master journeyman electrician, journeyman~~
29 ~~electrician, master specialty electrician working in that electrician's~~
30 ~~specialty, or specialty electrician working in that electrician's~~
31 ~~specialty must be on the same job site as the noncertified individual~~
32 ~~for a minimum of seventy five percent of each working day. Other~~
33 ~~specialties must meet the requirements specified in RCW~~
34 ~~19.28.191(1)(f)(ii).))~~ When the ratio of certified electricians to
35 noncertified individuals on a job site is one certified electrician to
36 three or four noncertified individuals, the certified electrician must:

37 (a) Directly supervise and instruct the noncertified individuals

1 and the certified electrician may not directly make or engage in an
2 electrical installation; and

3 (b) Be on the same job site as the noncertified individual for a
4 minimum of one hundred percent of each working day.

5 (6) The electrical contractor shall accurately verify and attest to
6 the electrical trainee hours worked by electrical trainees on behalf of
7 the electrical contractor.

8 **Sec. 13.** RCW 19.28.191 and 2002 c 249 s 5 are each amended to read
9 as follows:

10 (1) Upon receipt of the application, the department shall review
11 the application and determine whether the applicant is eligible to take
12 an examination for the master journeyman electrician, journeyman
13 electrician, master specialty electrician, or specialty electrician
14 certificate of competency.

15 (a) Before July 1, 2005, an applicant who possesses a valid
16 journeyman electrician certificate of competency in effect for the
17 previous four years and a valid general administrator's certificate may
18 apply for a master journeyman electrician certificate of competency
19 without examination.

20 (b) Before July 1, 2005, an applicant who possesses a valid
21 specialty electrician certificate of competency, in the specialty
22 applied for, for the previous two years and a valid specialty
23 administrator's certificate, in the specialty applied for, may apply
24 for a master specialty electrician certificate of competency without
25 examination.

26 (c) To be eligible to take the examination for a master journeyman
27 electrician certificate of competency the applicant must have possessed
28 a valid journeyman electrician certificate of competency for four
29 years.

30 (d) To be eligible to take the examination for a master specialty
31 electrician certificate of competency the applicant must have possessed
32 a valid specialty electrician certificate of competency, in the
33 specialty applied for, for two years.

34 (e) To be eligible to take the examination for a journeyman
35 certificate of competency the applicant must have:

36 (i) Worked in the electrical construction trade for a minimum of
37 eight thousand hours, of which four thousand hours shall be in

1 industrial or commercial electrical installation under the supervision
2 of a master journeyman electrician or journeyman electrician and not
3 more than a total of four thousand hours in all specialties under the
4 supervision of a master journeyman electrician, journeyman electrician,
5 master specialty electrician working in that electrician's specialty,
6 or specialty electrician working in that electrician's specialty(~~(-~~
7 ~~Speciality electricians with less than a four thousand hour work~~
8 ~~experience requirement cannot credit the time required to obtain that~~
9 ~~specialty towards qualifying to become a journeyman electrician))~~; or

10 (ii) Successfully completed an apprenticeship program approved
11 under chapter 49.04 RCW for the electrical construction trade.

12 (f) To be eligible to take the examination for a specialty
13 electrician certificate of competency the applicant must have:

14 (i) Worked (~~(in the residential (as specified in WAC 296 46A-~~
15 ~~930(2)(a)), pump and irrigation (as specified in WAC 296 46A-~~
16 ~~930(2)(b)(i)), sign (as specified in WAC 296 46A 930(2)(c)), limited~~
17 ~~energy (as specified in WAC 296 46A 930(2)(e)(i)), nonresidential~~
18 ~~maintenance (as specified in WAC 296 46A 930(2)(f)(i)), restricted~~
19 ~~nonresidential maintenance as determined by the department in rule, or~~
20 ~~other new nonresidential specialties as determined by the department in~~
21 ~~rule))~~ under the supervision of a master journeyman electrician,
22 journeyman electrician, master specialty electrician working in that
23 electrician's specialty, or specialty electrician working in that
24 electrician's specialty for a minimum of four thousand hours; or

25 (ii) (~~Worked in the appliance repair specialty as determined by~~
26 ~~the department in rule or a specialty other than the designated~~
27 ~~specialties in (f)(i) of this subsection for a minimum of the initial~~
28 ~~ninety days, or longer if set by rule by the department. The initial~~
29 ~~period must be spent under one hundred percent supervision of a master~~
30 ~~journeyman electrician, journeyman electrician, master specialty~~
31 ~~electrician working in that electrician's specialty, or specialty~~
32 ~~electrician working in that electrician's specialty. After this~~
33 ~~initial period, a person may take the specialty examination. If the~~
34 ~~person passes the examination, the person may work unsupervised for the~~
35 ~~balance of the minimum hours required for certification. A person may~~
36 ~~not be certified as a specialty electrician in the appliance repair~~
37 ~~specialty or in a specialty other than the designated specialities in~~

1 ~~(f)(i) of this subsection, however, until the person has worked a~~
2 ~~minimum of two thousand hours in that specialty, or longer if set by~~
3 ~~rule by the department; or~~

4 (iii)) Successfully completed an approved apprenticeship program
5 under chapter 49.04 RCW for the applicant's specialty in the electrical
6 construction trade.

7 (g) Any applicant for a journeyman electrician certificate of
8 competency who has successfully completed a two-year program in the
9 electrical construction trade at public community or technical
10 colleges, or not-for-profit nationally accredited technical or trade
11 schools licensed by the work force training and education coordinating
12 board under chapter 28C.10 RCW may substitute up to two years of the
13 technical or trade school program for two years of work experience
14 under a master journeyman electrician or journeyman electrician. The
15 applicant shall obtain the additional two years of work experience
16 required in industrial or commercial electrical installation prior to
17 the beginning, or after the completion, of the technical school
18 program. Any applicant who has received training in the electrical
19 construction trade in the armed service of the United States may be
20 eligible to apply armed service work experience towards qualification
21 to take the examination for the journeyman electrician certificate of
22 competency.

23 (h) An applicant for a specialty electrician certificate of
24 competency who, after January 1, 2000, has successfully completed a
25 two-year program in the electrical construction trade at a public
26 community or technical college, or a not-for-profit nationally
27 accredited technical or trade school licensed by the work force
28 training and education coordinating board under chapter 28C.10 RCW, may
29 substitute up to one year of the technical or trade school program for
30 one year of work experience under a master journeyman electrician,
31 journeyman electrician, master specialty electrician working in that
32 electrician's specialty, or specialty electrician working in that
33 electrician's specialty. Any applicant who has received training in
34 the electrical construction trade in the armed services of the United
35 States may be eligible to apply armed service work experience towards
36 qualification to take the examination for an appropriate specialty
37 electrician certificate of competency.

1 (i) The department must determine whether hours of training and
2 experience in the armed services or school program are in the
3 electrical construction trade and appropriate as a substitute for hours
4 of work experience. The department must use the following criteria for
5 evaluating the equivalence of classroom electrical training programs
6 and work in the electrical construction trade:

7 (i) A two-year electrical training program must consist of three
8 thousand or more hours.

9 (ii) In a two-year electrical training program, a minimum of two
10 thousand four hundred hours of student/instructor contact time must be
11 technical electrical instruction directly related to the scope of work
12 of the electrical specialty. Student/instructor contact time includes
13 lecture and in-school lab.

14 (iii) The department may not allow credit for a program that
15 accepts more than one thousand hours transferred from another school's
16 program.

17 (iv) Electrical specialty training school programs of less than two
18 years will have all of the above student/instructor contact time hours
19 proportionately reduced. Such programs may not apply to more than
20 fifty percent of the work experience required to attain certification.

21 (v) Electrical training programs of less than two years may not be
22 credited towards qualification for journeyman electrician unless the
23 training program is used to gain qualification for a four thousand hour
24 electrical specialty.

25 (j) No other requirement for eligibility may be imposed.

26 (2) The department shall establish reasonable rules for the
27 examinations to be given applicants for certificates of competency. In
28 establishing the rules, the department shall consult with the board.
29 Upon determination that the applicant is eligible to take the
30 examination, the department shall so notify the applicant, indicating
31 the time and place for taking the examination.

32 (3) No noncertified individual may work unsupervised more than one
33 year beyond the date when the trainee would be eligible to test for a
34 certificate of competency if working on a full-time basis after
35 original application for the trainee certificate. For the purposes of
36 this section, full-time basis means two thousand hours.

1 **Sec. 14.** RCW 19.28.261 and 2001 c 211 s 19 are each amended to
2 read as follows:

3 (1) All work other than the work specified in section 1(1) of this
4 act is exempt from licensing and certification requirements under this
5 chapter.

6 (2) The specific exemptions set forth in this subsection (2) are in
7 addition to the general exemption set forth in section 1(2) of this act
8 and subsection (1) of this section.

9 (a) Nothing in RCW 19.28.161 through 19.28.271 shall be construed
10 to require that a person obtain a license or a certified electrician in
11 order to do electrical work at his or her residence or farm or place of
12 business or on other property owned by him or her unless the electrical
13 work is on the construction of a new building intended for rent, sale,
14 or lease. However, if the construction is of a new residential
15 building with up to four units intended for rent, sale, or lease, the
16 owner may receive an exemption from the requirement to obtain a license
17 or use a certified electrician if he or she provides a signed affidavit
18 to the department stating that he or she will be performing the work
19 and will occupy one of the units as his or her principal residence.
20 The owner shall apply to the department for this exemption and may only
21 receive an exemption once every twenty-four months. It is intended
22 that the owner receiving this exemption shall occupy the unit as his or
23 her principal residence for twenty-four months after completion of the
24 units.

25 (b) Nothing in RCW 19.28.161 through 19.28.271 shall be intended to
26 derogate from or dispense with the requirements of any valid electrical
27 code enacted by a city or town pursuant to RCW 19.28.010(3), except
28 that no code shall require the holder of a certificate of competency to
29 demonstrate any additional proof of competency or obtain any other
30 license or pay any fee in order to engage in the electrical
31 construction trade.

32 (c) RCW 19.28.161 through 19.28.271 shall not apply to common
33 carriers subject to Part I of the Interstate Commerce Act, nor to their
34 officers and employees.

35 (d) Nothing in RCW 19.28.161 through 19.28.271 shall be deemed to
36 apply to the installation or maintenance of telephone, telegraph,
37 radio, or television wires and equipment; nor to any electrical utility

1 or its employees in the installation, repair, and maintenance of
2 electrical wiring, circuits, and equipment by or for the utility, or
3 comprising a part of its plants, lines or systems.

4 (e) The licensing provisions of RCW 19.28.161 through 19.28.271
5 shall not apply to:

6 ~~((+1))~~ (i) Persons making electrical installations on their own
7 property or to regularly employed employees working on the premises of
8 their employer, unless the electrical work is on the construction of a
9 new building intended for rent, sale, or lease;

10 ~~((+2))~~ (ii) Employees of an employer while the employer is
11 performing utility type work of the nature described in RCW 19.28.091
12 so long as such employees have registered in the state of Washington
13 with or graduated from a state-approved outside lineman apprenticeship
14 course that is recognized by the department and that qualifies a person
15 to perform such work; or

16 ~~((+3))~~ (iii) Any work exempted under RCW 19.28.091~~((+6))~~ (2)(f).
17 (f) Nothing in RCW 19.28.161 through 19.28.271 shall be construed
18 to restrict the right of any householder to assist or receive
19 assistance from a friend, neighbor, relative or other person when none
20 of the individuals doing the electrical installation hold themselves
21 out as engaged in the trade or business of electrical installations.

22 (g) Nothing precludes any person who is exempt from the licensing
23 requirements of this chapter under this section from obtaining a
24 journeyman or specialty certificate of competency if they otherwise
25 meet the requirements of this chapter.

26 **Sec. 15.** RCW 19.28.271 and 2001 c 211 s 20 are each amended to
27 read as follows:

28 (1) It is unlawful for any person, firm, partnership, corporation,
29 or other entity to employ an individual for purposes of RCW 19.28.161
30 through 19.28.271 who has not been issued a certificate of competency
31 or a training certificate. It is unlawful for any individual to engage
32 in the electrical construction trade ~~((or to maintain or install any
33 electrical equipment or conductors))~~ as specified in section 1 of this
34 act without having in his or her possession a certificate of competency
35 or a training certificate under RCW 19.28.161 through 19.28.271. Any
36 person, firm, partnership, corporation, or other entity found in
37 violation of RCW 19.28.161 through 19.28.271 shall be assessed a

1 penalty of not less than fifty dollars or more than five hundred
2 dollars. The department shall set by rule a schedule of penalties for
3 violating RCW 19.28.161 through 19.28.271. An appeal may be made to
4 the board as is provided in RCW 19.28.131. The appeal shall be filed
5 within twenty days after the notice of the penalty is given to the
6 assessed party by certified mail, return receipt requested, sent to the
7 last known address of the assessed party and shall be made by filing a
8 written notice of appeal with the department. Any equipment maintained
9 or installed by any person who does not possess a certificate of
10 competency under RCW 19.28.161 through 19.28.271 shall not receive an
11 electrical work permit and electrical service shall not be connected or
12 maintained to operate the equipment. Each day that a person, firm,
13 partnership, corporation, or other entity violates RCW 19.28.161
14 through 19.28.271 is a separate violation.

15 (2) A civil penalty shall be collected in a civil action brought by
16 the attorney general in the county wherein the alleged violation arose
17 at the request of the department if any of RCW 19.28.161 through
18 19.28.271 or any rules adopted under RCW 19.28.161 through 19.28.271
19 are violated.

20 **Sec. 16.** RCW 19.28.311 and 2000 c 238 s 3 are each amended to read
21 as follows:

22 There is hereby created an electrical board, consisting of
23 ~~((fourteen))~~ eleven members to be appointed by the governor with the
24 advice of the director of labor and industries as herein provided. It
25 shall be the purpose and function of the board to advise the director
26 on all matters pertaining to the enforcement of this chapter including,
27 but not limited to standards of electrical ~~((and telecommunications))~~
28 installation, minimum inspection procedures, and the adoption of rules
29 pertaining to the electrical inspection division: PROVIDED, HOWEVER,
30 That no rules shall be amended or repealed until the electrical board
31 has first had an opportunity to consider any proposed amendments or
32 repeals and had an opportunity to make recommendations to the director
33 relative thereto. The members of the electrical board shall be
34 selected and appointed as follows: One member shall be an employee or
35 officer of a corporation or public agency generating or distributing
36 electric power; ~~((one member must be an employee or officer of a
37 facilities based telecommunications service provider regulated by the~~

1 ~~Washington state utilities and transportation commission;~~) three
2 members shall be licensed electrical contractors: PROVIDED, That one
3 of these members may be a representative of a trade association in the
4 electrical industry; ~~((one member shall be a licensed~~
5 ~~telecommunications contractor;))~~ one member shall be an employee, or
6 officer, or representative of a corporation or firm engaged in the
7 business of manufacturing or distributing electrical ~~((and~~
8 ~~telecommunications))~~ materials, equipment, or devices; one member shall
9 be a person with knowledge of the electrical industry, not related to
10 the electrical industry, to represent the public; three members shall
11 be certified electricians; ~~((one member shall be a telecommunications~~
12 ~~worker;))~~ one member shall be a licensed professional electrical
13 engineer qualified to do business in the state of Washington ~~((and~~
14 ~~designated as a registered communications distribution designer));~~ and
15 one nonvoting member must be a building official from an incorporated
16 city or town with an electrical inspection program established under
17 RCW 19.28.141. The regular term of each member shall be four years:
18 PROVIDED, HOWEVER, The original board shall be appointed on June 9,
19 1988, for the following terms: The first term of the member
20 representing a corporation or public agency generating or distributing
21 electric power shall serve four years; two members representing
22 licensed electrical contractors shall serve three years; the member
23 representing a manufacturer or distributor of electrical equipment or
24 devices shall serve three years; the member representing the public and
25 one member representing licensed electrical contractors shall serve two
26 years; the three members selected as certified electricians shall serve
27 for terms of one, two, and three years, respectively; the member
28 selected as the licensed professional electrical engineer shall serve
29 for one year. In appointing the original board, the governor shall
30 give due consideration to the value of continuity in membership from
31 predecessor boards. Thereafter, the governor shall appoint or
32 reappoint board members for terms of four years and to fill vacancies
33 created by the completion of the terms of the original members. When
34 new positions are created, the governor may appoint the initial members
35 to the new positions to staggered terms of one to three years. The
36 governor shall also fill vacancies caused by death, resignation, or
37 otherwise for the unexpired term of such members by appointing their
38 successors from the same business classification. The same procedure

1 shall be followed in making such subsequent appointments as is provided
2 for the original appointments. The board, at this first meeting shall
3 elect one of its members to serve as (~~chairman~~) chair. Any person
4 acting as the chief electrical inspector shall serve as secretary of
5 the board during his or her tenure as chief state inspector. Meetings
6 of the board shall be held at least quarterly in accordance with a
7 schedule established by the board. Each member of the board shall
8 receive compensation in accordance with RCW 43.03.240 and shall be
9 reimbursed for travel expenses in accordance with RCW 43.03.050 and
10 43.03.060 which shall be paid out of the electrical license fund, upon
11 vouchers approved by the director of labor and industries.

12 **Sec. 17.** RCW 19.28.341 and 2000 c 238 s 4 are each amended to read
13 as follows:

14 (1) The department has the power, in case of serious noncompliance
15 with the provisions of this chapter, to revoke or suspend for such a
16 period as it determines, any electrical (~~or telecommunications~~)
17 contractor license or electrical (~~or telecommunications~~) contractor
18 administrator certificate issued under this chapter. The department
19 shall notify the holder of the license or certificate of the revocation
20 or suspension by certified mail. A revocation or suspension is
21 effective twenty days after the holder receives the notice. Any
22 revocation or suspension is subject to review by an appeal to the
23 board. The filing of an appeal stays the effect of a revocation or
24 suspension until the board makes its decision. The appeal shall be
25 filed within twenty days after notice of the revocation or suspension
26 is given by certified mail sent to the address of the holder of the
27 license or certificate as shown on the application for the license or
28 certificate, and shall be effected by filing a written notice of appeal
29 with the department, accompanied by a certified check for two hundred
30 dollars, which shall be returned to the holder of the license or
31 certificate if the decision of the department is not sustained by the
32 board. The hearing shall be conducted in accordance with chapter 34.05
33 RCW. If the board sustains the decision of the department, the two
34 hundred dollars shall be applied by the department to the payment of
35 the per diem and expenses of the members of the board incurred in the
36 matter, and any balance remaining after payment of per diem and
37 expenses shall be paid into the electrical license fund.

1 (2) The department shall immediately suspend the license or
2 certificate of a person who has been certified pursuant to RCW
3 74.20A.320 by the department of social and health services as a person
4 who is not in compliance with a support order. If the person has
5 continued to meet all other requirements for reinstatement during the
6 suspension, reissuance of the license or certificate shall be automatic
7 upon the department's receipt of a release issued by the department of
8 social and health services stating that the licensee is in compliance
9 with the order.

10 **Sec. 18.** RCW 19.28.361 and 2000 c 238 s 5 are each amended to read
11 as follows:

12 Nothing contained in this chapter will be construed to relieve from
13 or lessen the responsibility or liability of any person for injury or
14 damage to person or property caused by or resulting from any defect of
15 any nature in any electrical (~~or telecommunications~~) work performed
16 by said person or in any electrical (~~or telecommunications~~) equipment
17 owned, controlled, installed, operated or used by him or her; nor shall
18 the state of Washington, or any officer, agent, or employee thereof
19 incur or be held as assuming any liability by reason or in consequence
20 of any permission, certificate of inspection, inspection or approval
21 authorized herein, or issued or given as herein provided, or by reason
22 of consequence of any things done or acts performed pursuant to any
23 provision of this chapter.

24 NEW SECTION. **Sec. 19.** The following acts or parts of acts are
25 each repealed:

26 (1) RCW 19.28.301 (Application--Subchapter heading) and 2000 c 238
27 s 1;

28 (2) RCW 19.28.400 (Definitions) and 2000 c 238 s 204;

29 (3) RCW 19.28.410 (Telecommunications systems installations--
30 Subject to this subchapter) and 2000 c 238 s 205;

31 (4) RCW 19.28.420 (Telecommunications contractor license--
32 Application--Bond--Issuance of license) and 2000 c 238 s 206;

33 (5) RCW 19.28.430 (Administrator's examination--Certificate--
34 Administrator's requirements) and 2000 c 238 s 207;

35 (6) RCW 19.28.440 (Examination for telecommunications
36 administrators' certificates) and 2000 c 238 s 208;

1 (7) RCW 19.28.450 (Local enforcement of subchapter--Enforcement of
2 chapter) and 2000 c 238 s 209;
3 (8) RCW 19.28.460 (Disputes regarding local regulations--
4 Arbitration--Panel) and 2000 c 238 s 210;
5 (9) RCW 19.28.470 (Inspections--Report--Required repairs/changes--
6 Accessibility of telecommunications systems) and 2000 c 238 s 211;
7 (10) RCW 19.28.480 (Unlawful acts--Interpretation of chapter) and
8 2000 c 238 s 212;
9 (11) RCW 19.28.490 (Violation of chapter--Penalty--Appeal) and 2000
10 c 238 s 213;
11 (12) RCW 19.28.501 (Insurance/financial responsibility) and 2000 c
12 238 s 214;
13 (13) RCW 19.28.511 (Individual certification not required) and 2000
14 c 238 s 215;
15 (14) RCW 19.28.521 (Limitation of action--Proof of valid license
16 required) and 2000 c 238 s 216;
17 (15) RCW 19.28.531 (Unlawful installation/maintenance--Disputed
18 interpretation--Board to determine methods) and 2000 c 238 s 217;
19 (16) RCW 19.28.541 (Entity desiring board decision--Process) and
20 2000 c 238 s 218; and
21 (17) RCW 19.28.551 (Director's authority--Adoption of rules) and
22 2000 c 238 s 219.

--- END ---