

ESHB 1952 - S COMM AMD

By Committee on Labor & Commerce

ADOPTED AND ENGROSSED 2/28/18

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 19.28.010 and 2001 c 211 s 2 are each amended to
4 read as follows:

5 (1) All wires and equipment, and installations thereof, that
6 convey electric current and installations of equipment to be operated
7 by electric current, in, on, or about buildings or structures, except
8 for telephone, telegraph, radio, and television wires and equipment,
9 and television antenna installations, signal strength amplifiers, and
10 coaxial installations pertaining thereto shall be in strict
11 conformity with this chapter, the statutes of the state of
12 Washington, and the rules issued by the department, and shall be in
13 conformity with approved methods of construction for safety to life
14 and property. All wires and equipment that fall within section
15 90.2(b)(5) of the National Electrical Code, 1981 edition, are exempt
16 from the requirements of this chapter. The regulations and articles
17 in the National Electrical Code, the national electrical safety code,
18 and other installation and safety regulations approved by the
19 national fire protection association, as modified or supplemented by
20 rules issued by the department in furtherance of safety to life and
21 property under authority hereby granted, shall be prima facie
22 evidence of the approved methods of construction. All materials,
23 devices, appliances, and equipment used in such installations shall
24 be of a type that conforms to applicable standards or be indicated as
25 acceptable by the established standards of any electrical product
26 testing laboratory which is accredited by the department. Industrial
27 control panels, utilization equipment, and their components do not
28 need to be listed, labeled, or otherwise indicated as acceptable by
29 an accredited electrical product testing laboratory unless
30 specifically required by the National Electrical Code, 1993 edition.

31 (2) Residential buildings or structures moved into or within a
32 county, city, or town are not required to comply with all of the

1 requirements of this chapter, if the original occupancy
2 classification of the building or structure is not changed as a
3 result of the move. This subsection shall not apply to residential
4 buildings or structures that are substantially remodeled or
5 rehabilitated.

6 (3) This chapter shall not limit the authority or power of any
7 city or town to enact and enforce under authority given by law, any
8 ordinance, rule, or regulation requiring an equal, higher, or better
9 standard of construction and an equal, higher, or better standard of
10 materials, devices, appliances, and equipment than that required by
11 this chapter. A city or town shall require that its electrical
12 inspectors meet the qualifications provided for state electrical
13 inspectors in accordance with RCW 19.28.321. In a city or town having
14 an equal, higher, or better standard the installations, materials,
15 devices, appliances, and equipment shall be in accordance with the
16 ordinance, rule, or regulation of the city or town.

17 (4) Incorporated cities and towns where electrical inspections
18 are required by local ordinances may enforce the provisions of RCW
19 19.28.041(1), 19.28.161, 19.28.271(1), 19.28.420(1), and applicable
20 licensing and certification rules within their respective
21 jurisdictions. Nothing in this subsection diminishes the authority of
22 the department to enforce the provisions of RCW 19.28.041(1),
23 19.28.161, 19.28.271(1), 19.28.420(1), and applicable licensing and
24 certification rules within any city or town.

25 (5) Electrical equipment associated with spas, hot tubs, swimming
26 pools, and hydromassage bathtubs shall not be offered for sale or
27 exchange unless the electrical equipment is certified as being in
28 compliance with the applicable product safety standard by bearing the
29 certification mark of an approved electrical products testing
30 laboratory.

31 ~~((+4))~~ (6) Nothing in this chapter may be construed as
32 permitting the connection of any conductor of any electric circuit
33 with a pipe that is connected with or designed to be connected with a
34 waterworks piping system, without the consent of the person or
35 persons legally responsible for the operation and maintenance of the
36 waterworks piping system.

37 NEW SECTION. Sec. 2. A new section is added to chapter 19.28
38 RCW to read as follows:

1 This chapter shall not limit the authority or power of any city
2 or town where electrical inspections are required by local ordinances
3 to enact and enforce under authority given by law, any ordinance,
4 rule, or regulation enforcing the same requirements of this chapter
5 for having or possessing or displaying a license or a certificate,
6 employing certified individuals, supervision of trainees, or duties
7 of an administrator in their respective jurisdictions. Penalties are
8 to be established within the limits provided in this chapter. No
9 person, firm, partnership, corporation, or other entity may be
10 penalized by both a city or town and the department for the same
11 violation. Each day that a person, firm, partnership, corporation, or
12 other entity violates this chapter is a separate violation. Penalties
13 upheld through an appellate process of a city or town may be appealed
14 to the board by filing a written notice of appeal to the secretary of
15 the board. All costs of an appeal under this section payable from the
16 electrical license fund shall be reimbursed by the city or town that
17 is party to the matter. The process for service and hearings before
18 the board shall be conducted according to the rules enacted by the
19 department."

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20 On page 1, line 1 of the title, after "laws;" strike the
21 remainder of the title and insert "amending RCW 19.28.010; adding a
22 new section to chapter 19.28 RCW; and prescribing penalties."

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