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**SUBSTITUTE SENATE BILL 6388**

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**State of Washington**

**56th Legislature**

**2000 Regular Session**

**By** Senate Committee on Transportation (originally sponsored by Senators Haugen, Sheahan, Patterson, Shin, Snyder, Oke, Horn, Morton and Costa)

Read first time 02/08/00.

1 AN ACT Relating to the department of transportation and local  
2 traffic control and roadway illumination; and amending RCW 19.28.200  
3 and 19.28.360.

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

5 **Sec. 1.** RCW 19.28.200 and 1998 c 98 s 1 are each amended to read  
6 as follows:

7 (1) No license under the provision of this chapter shall be  
8 required from any utility or any person, firm, partnership,  
9 corporation, or other entity employed by a utility because of work in  
10 connection with the installation, repair, or maintenance of lines,  
11 wires, apparatus, or equipment owned by or under the control of a  
12 utility and used for transmission or distribution of electricity from  
13 the source of supply to the point of contact at the premises and/or  
14 property to be supplied and service connections and meters and other  
15 apparatus or appliances used in the measurement of the consumption of  
16 electricity by the customer.

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

1 (a) Lines, wires, apparatus, or equipment used in the lighting of  
2 streets, alleys, ways, or public areas or squares;

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

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

15 (3) Any person, firm, partnership, corporation, or other entity  
16 licensed under RCW 19.28.120 may enter into a contract with a utility  
17 for the performance of work under subsection (2) of this section.

18 (4) No license under the provisions of this chapter shall be  
19 required from any person, firm, partnership, corporation, or other  
20 entity because of the work of installing and repairing ignition or  
21 lighting systems for motor vehicles.

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

27 (6) The department may by rule exempt from licensing requirements  
28 under this chapter work performed on premanufactured electric power  
29 generation equipment assemblies and control gear involving the testing,  
30 repair, modification, maintenance, or installation of components  
31 internal to the power generation equipment, the control gear, or the  
32 transfer switch.

33 (7) No license under the provision of this chapter is required from  
34 the state of Washington department of transportation, any county, city,  
35 or town because of work performed within the rights of way of any  
36 public highway, road, or street in connection with the installation,  
37 repair, or maintenance of lines, wires, apparatus, or equipment owned  
38 by or under the control of the department of transportation, any

1 county, city, or town and used for the operation of traffic control or  
2 roadway illumination.

3       **Sec. 2.** RCW 19.28.360 and 1986 c 156 s 12 are each amended to read  
4 as follows:

5       The provisions of RCW 19.28.210 shall not apply:

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

11       (2) Within the service area of an electricity supply agency owned  
12 and operated by a city or town which is supplying electricity and  
13 enforcing a standard of construction and materials outside its  
14 corporate limits at the time this act takes effect: PROVIDED, That  
15 such city, town or agency shall henceforth enforce by inspection within  
16 its service area outside its corporate limits the same standards of  
17 construction and of materials, devices, appliances and equipment as is  
18 enforced by the department of labor and industries under the authority  
19 of this chapter: PROVIDED FURTHER, That fees charged henceforth in  
20 connection with such enforcement shall not exceed those established in  
21 RCW 19.28.210.

22       (3) Within the rights of way of state highways, provided the state  
23 department of transportation maintains and enforces an equal, higher or  
24 better standard of construction and of materials, devices, appliances  
25 and equipment than is required by RCW 19.28.010 through 19.28.360.

26       (4) Within the rights of way of county roads, provided the subject  
27 county road department maintains and enforces an equal, higher, or  
28 better standard of construction and of materials, devices, appliances,  
29 and equipment than is required by RCW 19.28.010 through 19.28.360,  
30 except that for the inspection of any electrical traffic control device  
31 or roadway illumination system, the electrical inspection may be  
32 performed by an inspector with a current international municipal signal  
33 association traffic signal level 2 certification, or equivalent, and  
34 four years' experience in the electrical construction trade installing  
35 and maintaining traffic signal and illumination system electrical  
36 wiring and equipment.

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