

Fifty-seventh
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1227

Introduced by

Representatives Froseth, M. Klein, Skarphol

Senator Andrist

1 A BILL for an Act to amend and reenact subsection 1 of section 43-09-01, sections 43-09-02,
2 43-09-13.1, 43-09-16, and 43-09-18, and subsection 1 of section 54-07-01.2 of the North
3 Dakota Century Code, relating to professional licensure requirements for electricians and state
4 electrical board membership.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 1 of section 43-09-01 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 1. "Apprentice electrician" means ~~a person~~ an individual learning the trade under the
9 ~~personal~~ supervision of a state-licensed electrician.

10 **SECTION 2. AMENDMENT.** Section 43-09-02 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **43-09-02. State electrical board - Members - Terms of office - Vacancies.** The
13 state electrical board ~~must consist~~ consists of five members appointed by the governor for a
14 term of five years with ~~their~~ the terms of office so arranged that one term ~~and only one term~~
15 expires on June thirtieth of each year. ~~One member~~ Two members of the board shall represent
16 the public and may not be directly associated with the electrical industry. The board must
17 include a master electrician who is a contractor, a journeyman electrician, and a consumer
18 member of a rural electric cooperative, ~~and a person~~ or an individual associated with an
19 investor-owned utility. A member of the board ~~shall qualify~~ qualifies by taking the oath of office
20 required of civil officers and ~~shall hold his~~ holds office until ~~his~~ the member's successor is
21 appointed and qualified. The governor shall fill any vacancy by appointment for the unexpired
22 term of office.

23 **SECTION 3. AMENDMENT.** Section 43-09-13.1 of the North Dakota Century Code is
24 amended and reenacted as follows:

1 **43-09-13.1. Apprentice electrician registration.** An apprentice electrician shall
2 register with the state electrical board within the first six months of employment and shall pay
3 an annual registration fee in an amount set by the board. An apprentice electrician may work
4 on installations ~~only~~ under the ~~personal~~ supervision of a licensed electrician as provided in
5 section 43-09-18.

6 **SECTION 4. AMENDMENT.** Section 43-09-16 of the 1999 Supplement to the North
7 Dakota Century Code is amended and reenacted as follows:

8 **43-09-16. When license not required.** The following persons ~~may~~ are not ~~be~~ required
9 to hold an electrician's license:

- 10 1. Employees of public utilities engaged in the manufacture and distribution of
11 electrical energy when engaged in work directly pertaining to the manufacture and
12 distribution of electrical energy. This exemption terminates at the first point of
13 service attachment, except for the installing or testing of electric meters and
14 measuring devices and the maintenance of their service.
- 15 2. Employees of a company that operates or installs telephone and radio
16 communication systems when engaged in work pertaining directly to the
17 installation of telephone and radio communication conductors on premises where
18 the installations are made for use exclusively for the transmission of telephone and
19 radio signals.
- 20 3. Employees of dealers in household appliances, such as room air conditioners,
21 clothes dryers, dishwashers, freezers, garbage disposals, refrigerators, stoves,
22 washing machines, water heaters, and similar appliances when such employees
23 are installing and connecting such appliances to an existing electrical receptacle.
- 24 4. A representative of a manufacturing firm that is installing or modifying controls of
25 wiring solely on industrial machinery that is for use by the firm itself, and performed
26 by or under the direction of a registered professional engineer who issues a
27 state-accepted evaluation which is to be maintained with the equipment.
- 28 5. Employees or contractors of a manufacturing facility that has manufactured
29 buildings or modular units as the facility's primary product if the facility complies
30 with the standards for electrical wiring and equipment under section 43-09-21.

1 **SECTION 5. AMENDMENT.** Section 43-09-18 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **43-09-18. Apprentice to master electrician.** Any ~~person~~ individual may serve as an
4 apprentice under a licensed master electrician, but a master electrician may not allow an
5 apprentice to work on any installation without ~~personal~~ supervision of a licensed electrician.

6 **SECTION 6. AMENDMENT.** Subsection 1 of section 54-07-01.2 of the 1999
7 Supplement to the North Dakota Century Code is amended and reenacted as follows:

- 8 1. Notwithstanding sections 2-05-01, 4-18.1-04, 4-27-04, 6-01-03, 6-09-02.1,
9 12-55.1-02, 12-59-01, 15-38-17, 15-39.1-05.1, 15.1-01-01, 15.1-05-02, 20.1-02-23,
10 23-01-02, 23-25-02, 36-01-01, 37-18.1-01, 43-09-02, 50-06-05.6, 50-06.1-16,
11 54-34.3-10, 54-54-02, 55-01-01, 55-06-01, 61-02-04, and 61-28-03, all members of
12 the following boards and commissions ~~must~~, subject to the limitations of this
13 section, must be considered to have resigned from such boards and commissions
14 effective January first of the first year of each four-year term of the governor:
 - 15 a. The aeronautics commission.
 - 16 b. The milk marketing board.
 - 17 c. The dairy promotion commission.
 - 18 d. The state banking board.
 - 19 e. The state credit union board.
 - 20 f. The advisory board of directors to the Bank of North Dakota.
 - 21 g. The pardon advisory board.
 - 22 h. The state parole board.
 - 23 i. The state board of public school education.
 - 24 j. The education standards and practices board and the administrator's
25 professional practices board.
 - 26 k. The board of trustees for the teachers' fund for retirement.
 - 27 l. The educational telecommunications council.
 - 28 m. The state game and fish advisory board.
 - 29 n. The health council.
 - 30 o. The air pollution control advisory council.
 - 31 p. The board of animal health.

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- 1 q. The administrative committee on veterans' affairs.
- 2 r. The state electrical board.
- 3 s. The committee on aging.
- 4 ~~s~~ t. The committee on employment of people with disabilities.
- 5 ~~t~~ u. The commission on the status of women.
- 6 ~~u~~ v. The North Dakota council on the arts.
- 7 ~~v~~ w. The state historical board.
- 8 ~~w~~ x. The Yellowstone-Missouri-Fort Union commission.
- 9 ~~x~~ y. The state water commission.
- 10 ~~y~~ z. The state water pollution control board.