

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 1199

S. P. 383

In Senate, February 16, 1965
Referred to Committee on Legal Affairs. Sent down for concurrence and ordered printed.

EDWIN H. PERT, Secretary

Presented by Senator Shiro of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Revising the Electricians Licensing Laws.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 32, § 1101, sub-§§ 2 - 6, repealed and replaced. Subsections 2 to 6 of section 1101 of Title 32 of the Revised Statutes are repealed and the following enacted in place thereof:

‘2. **Type A contractor.** “Type A contractor” shall mean a person, firm or corporation, qualified under this chapter, engaging in, or about to engage in, the business of installing electrical wires, conduits, apparatus, fixtures and other electrical equipment anywhere in the State.

3. **Type B contractor.** “Type B contractor” shall mean a person, firm or corporation, qualified under this chapter, engaging in, or about to engage in, the business of installing electrical wires, conduits, apparatus, fixtures and other electrical equipment, in municipalities of not more than 2,500 population, such work not to exceed 200 ampere single phase or 60 ampere three phase.

4. **Type A journeyman.** “Type A journeyman” shall mean the person doing the work of installing electrical wires, conduits, apparatus, fixtures and other electrical equipment anywhere in the State.

5. **Type B journeyman.** “Type B journeyman” shall mean a person doing the work of installing electrical wires, conduits, apparatus, fixtures and other electrical equipment, in municipalities of not more than 2,500 population, such work not to exceed 200 ampere single phase or 60 ampere three phase.

6. **Type S journeyman.** “Type S journeyman” shall mean a person whose license is limited to the installation and maintenance of equipment in one or more of the following branches anywhere in the State:

- A. Automatic oil heat;
- B. Automatic gas heat;
- C. Outdoor sign work;
- D. Refrigeration.

7. **Apprentice electrician.** "Apprentice electrician" shall mean a person who is as defined in Title 26, chapter 11, and who is engaged in learning and assisting in making electrical installations under the direct supervision of a type A, B or S journeyman.

8. **Helper electrician.** "Helper electrician" shall mean a person who is engaged in assisting in making electrical installations under the direct supervision of a type A, B or S journeyman, but does not qualify under subsection 7.

9. **How employed.** A type A journeyman must be in the employ of a type A or type B contractor. A type B journeyman must be in the employ of a type B contractor. Type A and type B journeymen may have only one apprentice electrician or one helper working under him and under his personal supervision.

10. **Limited license.** A limited electrician's license to install and service the electrical work related to a specific type of electrically operated equipment or to specific electrical installations shall be granted to any person who has passed a satisfactory examination before the board. It shall specify the name of such person who shall be limited to engage in the occupation of installing and servicing the electrical work related to the type of equipment or to specific electrical installations only authorized by this license.'

Sec. 2. R. S., T. 32, § 1103, repealed and replaced. Section 1103 of Title 32 of the Revised Statutes is repealed and the following enacted in place thereof:

'§ 1103. **Municipal licenses not required; municipal permits**

No municipality, provisions in charters to the contrary, shall require electricians to be municipally licensed, but no municipality shall issue a permit for an electrical installation unless satisfied that the person applying for the permit complies with this chapter.'

Sec. 3. R. S., T. 32, § 1104, repealed and replaced. Section 1104 of Title 32 of the Revised Statutes is repealed and the following enacted in place thereof:

'§ 1104. **State electrical inspectors**

The board shall appoint one or more state electrical inspectors, subject to the Personnel Law, to enforce this chapter, the cost thereof, including necessary electrical testing equipment, to be drawn from the funds accruing from license fees hereunder. Said inspectors shall act under the supervision of the executive secretary, subject to the directions of the board.'

Sec. 4. R. S., T. 32, § 1105, repealed and replaced. Section 1105 of Title 32 of the Revised Statutes is repealed and the following enacted in place thereof:

'§ 1105. **Penalty for violation**

Any person who engages in the business of installing electrical wires, conduits, apparatus, fixtures or other electrical equipment in the State for compensation without having a license in effect hereunder or any person who, being himself in the business, employs a person to do such work who has not such a license then in effect, unless he is an apprentice electrician as set forth in this chapter or unless the persons or work is exempted under section 1102, or any person who procures a license hereunder wrongfully or by fraud, or any person who violates this chapter, shall be guilty of a misdemeanor and shall be punished by a fine of not more than \$100 or by imprisonment for not more than 3 months, or by both.'

Sec. 5. R. S., T. 32, § 1151, amended. Section 1151 of Title 32 of the Revised Statutes is amended to read as follows:

§ 1151. Appointment; vacancies; removal; compensation

An Electricians Examining Board, as heretofore established, and in this chapter called the "board," shall consist of an executive secretary, who shall be the Insurance Commissioner or a representative from the Insurance Department delegated by the Insurance Commissioner and 6 3 other members, hereinafter called the appointive members who shall be appointed by the Governor with the advice and consent of the Council. ~~Two of said appointive members shall be electricians who are active in the trade and who have had at least 5 years' experience as such electricians. The other 4 appointive members shall be persons who have had at least 10 years' experience in the electrical field as electricians, electrical inspectors or otherwise and who~~ Said appointive members shall consist of one electrician active in the trade, one electrical inspector and one electrical employee of an electric public utility, all with at least 10 years' experience in the electrical field and the latter 2 need not be active electricians at the time of appointment. Said appointive members shall be appointed for terms of 2 years and may be reappointed. ~~As the terms of said appointive members expire, new appointive members shall be appointed for terms of 2 years~~ 3 years, except that initially one member shall be appointed for 3 years, another for 2 years and the 3rd for one year. Any vacancy in said board caused by death, resignation or removal of any member shall be filled by the appointment of a person qualified as aforesaid, to hold office during the unexpired term of the member whose place is thus filled. Any member of said board may be removed from office for cause, by the Governor, with the advice and consent of the Council. The members of the board shall each be allowed the sum of \$15 per day and their necessary travelling expenses for actual attendance upon an examination of candidates for license, and for any necessary hearings. The 3 appointive members of the board shall annually in the month of January choose one of their members chairman. The executive secretary shall not be a voting member of the board.'

Sec. 6. R. S., T. 32, § 1155, amended. The last paragraph of section 1155 of Title 32 of the Revised Statutes is amended to read as follows:

'The board, for reasons it may deem sufficient, may reissue a certificate of registration to any person whose certificate has been revoked, providing 3 ~~or more~~ members of the board vote in favor of such reissuance.'

Sec. 7. R. S., T. 32, § 1156, amended. Section 1156 of Title 32 of the Revised Statutes is amended by adding at the end, a new sentence, as follows:

'The board shall at least once each biennium publish a roster of all licensees which shall be available at cost to the public.'

Sec. 8. R. S., T. 32, § 1203, repealed and replaced. Section 1203 of Title 32 of the Revised Statutes is repealed and the following enacted in place thereof:

§ 1203. Examinations

Each applicant for license shall present to the executive secretary of the board a written application for examination and license, containing such information as the board may require, accompanied by the required fee of \$25 for a type A contractor's license, \$10 for a type B contractor's license, \$10 for a type A journeyman's license, \$5 for a type B journeyman's license, \$5 for a type S journeyman's license and \$1 for an apprentice's or helper's license. Examinations shall be in whole or in part in writing, shall be conducted by the board and shall be of a thorough and practical character. They shall include such provisions of the National Electrical Code as the board may deem appropriate. Any person failing to pass his first such examination may be reexamined at any subsequent meeting of said board, within one year of such first examination without additional fee and thereafter may be examined as often as he may desire, upon the payment of the required fee as set forth above. Any holder of a type A contractor's license may receive a type A or B journeyman's license without examination upon payment of the fee. Any holder of a type B contractor's license may receive a type B journeyman's license without examination upon payment of the fee. Licenses shall be issued over the signature of at least a majority of the board.'

Sec. 9. R. S., T. 32, § 1204, repealed and replaced. Section 1204 of Title 32 of the Revised Statutes is repealed and the following enacted in place thereof:

§ 1204. Renewals

All licenses issued as aforesaid shall expire December 31st of each year and they may be renewed thereafter for periods of one year without further examination, upon the payment of the proper fee as set forth in section 1203. Any person who fails to renew his license for a period of over 2 years shall be required to take an examination.'

Sec. 10. Effective date; holders of present licenses. This Act shall become effective January 1, 1966. Holders of master electrician's licenses in effect on said date may receive type A or type B contractor's licenses, and holders of journeyman electrician's licenses in effect on said date may receive type A or type B journeyman's licenses, in all cases without examination, upon payment of the proper fee.