

Fifty-sixth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1444

Introduced by

Representatives Koppelman, Grumbo, Klein

Senators Krebsbach, Lee, Tomac

1 A BILL for an Act to amend and reenact section 43-09-16 of the North Dakota Century Code,  
2 relating to persons exempt from electrician's licensure requirements; to provide a contingent  
3 effective date; and to declare an emergency.

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

5 **SECTION 1. AMENDMENT.** Section 43-09-16 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **43-09-16. When license not required.** The following persons may not be required to  
8 hold an electrician's license:

- 9 1. Employees of public utilities engaged in the manufacture and distribution of  
10 electrical energy when engaged in work directly pertaining to the manufacture and  
11 distribution of electrical energy. This exemption terminates at the first point of  
12 service attachment, except for the installing or testing of electric meters and  
13 measuring devices and the maintenance of their service.
- 14 2. Employees of telephone, telegraph, and radio communication service when  
15 engaged in work pertaining directly to such service.
- 16 3. Employees of dealers in household appliances, such as room air conditioners,  
17 clothes dryers, dishwashers, freezers, garbage disposals, refrigerators, stoves,  
18 washing machines, water heaters, and similar appliances when such employees  
19 are installing and connecting such appliances to an existing electrical receptacle.
- 20 4. Employees of and owners of any manufacturing business when engaged in  
21 constructing, modifying, or installing manufacturing equipment requiring electrical  
22 control, if the equipment is for use by the manufacturing business and the  
23 construction, modification, or installation is performed under the direction of a  
24 licensed professional engineer.

1           **SECTION 2. CONTINGENT EFFECTIVE DATE.** This Act becomes effective  
2 September 1, 1999, unless before that date the legislative council has received a certification  
3 from the chairman of the administrative rules committee that the state electrical board has  
4 adopted and filed an amendment to its administrative rules providing substantially as follows:

- 5           1. Electrical equipment or industrial machines, including custom-made electrical  
6           equipment or related installations, which are designed and manufactured to a  
7           purchaser's specifications, if there is no category or listing by underwriters  
8           laboratories incorporated, may be evaluated by underwriters laboratory  
9           incorporated, other state-accepted testing laboratories, or by a registered  
10          professional engineer.
- 11          2. The state electrical board retains the right to reject an evaluation described in  
12          subsection 1 if the electrical equipment or industrial machine does not comply with  
13          article 110-2 and 110-3 of the 1999 National Electrical Code.
- 14          3. The electrical installer is required to secure permission from the state electrical  
15          board to energize the equipment before an evaluation has been completed.

16           **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.