

HOUSE BILL NO. 1229

Introduced by

Representatives B. Koppelman, Froseth, Karls, Kasper, Keiser, Rohr

Senators Campbell, Dever, Klein, Poolman

1 A BILL for an Act to amend and reenact sections 43-09-14 and 43-09-15 of the North Dakota
2 Century Code, relating to bonds for electricians contracting for electrical installations.

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

4 **SECTION 1. AMENDMENT.** Section 43-09-14 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-09-14. Master electrician and class B electrician - ~~Undertaking~~ Fund ~~Bond~~.**

7 Before entering into a contract agreement or undertaking with another for the installation of
8 electrical wiring or installation of electrical parts of other apparatus, a master electrician or a
9 class B electrician shall execute and deposit with the board ~~an undertaking a bond, unless such~~
10 ~~a bond has already been deposited,~~ in the sum of ~~five~~thirty-five thousand dollars ~~for a master~~
11 ~~electrician or four thousand dollars for a class B electrician~~ conditioned on the faithful
12 performance of all electrical work undertaken by the electrician, on strict compliance with the
13 provisions of this chapter, and on the requirements of the board. ~~In addition, a deposit must be~~
14 ~~made with the board in the amount of fifty dollars by a master electrician and in the amount of~~
15 ~~forty dollars by a class B electrician, in lieu of a surety bond. The deposit so made must be~~
16 ~~accumulated by the board in a special fund to be used for the completion of installations~~
17 ~~abandoned by electricians referred to in this section, not to exceed the amount of five thousand~~
18 ~~dollars for a master electrician and four thousand dollars for a class B electrician. The board~~
19 ~~shall waive the deposit for a renewal of license by electricians who have made an initial deposit~~
20 ~~under this section if at the beginning of the renewal year the fund exceeds fifty thousand dollars.~~
21 ~~Funds in excess of fifty thousand dollars at the end of each year may be committed and used at~~
22 ~~the direction of the board to inform and educate electricians concerning the requirements of the~~
23 ~~electrical code. The board may prescribe forms for the undertaking bond and make rules it~~
24 ~~deems necessary to carry out the intent of this section.~~

1 **SECTION 2. AMENDMENT.** Section 43-09-15 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **43-09-15. Renewal of license - Denial, suspension, or revocation of licenses.**

4 An electrician's license may be issued for a term of only one year, but may be renewed
5 without examination upon the payment of the proper fee. If the licensee fails to renew the
6 license for a period of three consecutive years or more, the licensee is required to appear for
7 reexamination. The state electrical board may deny, suspend, revoke, or refuse to renew any
8 license issued or applied for under the provisions of this chapter for any of the following
9 reasons:

- 10 1. Failure or refusal to maintain or adhere to the minimum standards set forth in the
11 electrical code referred to in section 43-09-21.
- 12 2. Any cause for which the issuance of the license could have been refused had it then
13 existed and been known to the board.
- 14 3. Commitment of any act of gross negligence, incompetency, or misconduct in the
15 practice of a master or journeyman electrician or the business of an electrical
16 contractor.
- 17 4. Material misstatement, misrepresentation, or fraud in obtaining the license.
- 18 5. After due notice, failed or refused to correct, within the specified time, any electrical
19 installation not in compliance with the provisions of this chapter.
- 20 6. Failure or refusal to make deposit a bond or acquire public liability insurance as
21 required by sections 43-09-14 and 43-09-20.
- 22 7. ~~Failure to repay or enter into a written contract for repayment, under a payment-~~
23 ~~schedule acceptable to the board, of money disbursed from the fund as provided~~
24 ~~under section 43-09-14, or failure to make timely payments under a payment contract~~
25 ~~entered into under the board's policy for administering the undertaking fund.~~
- 26 8. Failure to furnish certification of completion of continuing education as required under
27 section 43-09-15.1.

28 Any person whose license is denied or whose license is suspended or revoked by the board, or
29 who is refused a license by the board, may appeal to the appropriate court.