

## CHAPTER 124

### LICENSING OF ELECTRICIANS

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124.01 PURPOSE. The purpose of this chapter is to provide for the examination and licensing of electrical contractors, journeyman electricians and maintenance electricians, and to provide for the collection of fees. The provisions of this chapter do not apply to any of the following: regular employees of a public utility who do electrical work for such public utility only; the electrical work of a telephone or telegraph company or the persons performing electrical work for such a company when such electrical work is an integral part of the plant used by such telephone or telegraph company in rendering is duly authorized service to the public; and regular employees of any railroad who do electrical work as a part of their employment.

124.02 DEFINITIONS. For use within this chapter, the following terms are defined:

1. "Electrical contracting" means undertaking or offering to undertake the planning or supervision or electrical work.
2. "Electrical contractor" means any person who has the necessary qualifications, training, experience and technical knowledge to plan or supervise electrical work.
3. "Electrical equipment" means all electrical materials, wiring, conductors, fittings, devices, appliances, fixtures, signs, and apparatus or parts thereof.
4. "Electrical work" means the installation, alteration, repair, removal, renewal, replacement, disturbance, connection, disconnection, and maintenance of all electrical equipment.

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5. "Journeyman electrician" means a person who has the necessary qualifications, training, experience and technical knowledge to so electrical work in accordance with the standard rules and regulations governing such work.
6. "Licensed" means licensed under this chapter unless otherwise specified.
7. "Maintenance electrician" means a person who has the necessary qualifications, training, experience and technical knowledge to maintain and keep in good state of repair all existing electrical equipment within a building or plant.

124.03 LICENSE REQUIRED. No person shall engage in electrical contracting within the City unless said person has first obtained from the City an electrical contractor's license. No person shall engage in doing electrical work unless licensed as an electrical contractor or journeyman electrician except as provided in this chapter. Any regular employee of a manufacturing or industrial establishment licensed as a maintenance electrician to perform electrical work may do electrical work only on the premises of his or her employer. Apprentices and helpers employed to assist a licensed electrician need not be licensed; however, apprentices and helpers shall perform their work under the direct supervision of a licensed electrician.

124.04 HOMEOWNERS. The owner of a single family dwelling (or mobile home), including the usual accessory buildings and quarters used exclusively for living purposes, may do electrical work without a license if said owner demonstrates the capability to do such work to the satisfaction of a representative of the Council, and provided that the dwelling or mobile home will be occupied by the owner and that a permit is issued as provided in the City's Electrical Code.

124.05 APPLICATIONS. Any person desiring to be licensed as an electrical contractor, a journeyman electrician or a maintenance electrician shall make application to the Clerk for an examination. The Clerk shall provide the application forms. The completed forms shall include the applicant's name, home address, business address, and a brief resume of the applicant's training

and experience.

124.06 QUALIFICATIONS FOR LICENSE. Before issuing the license, the Clerk shall require reasonable proof that the applicant for the license has sufficient knowledge of the City's Electrical Code and is possessed of skill in electrical work, as evidenced by a record of experience and training and such standard tests as deemed necessary, sufficient to assure that the health and safety of the residents of the City will be protected by the quality of electrical work done by said licensee. Evidence of qualifications from another municipality with the same or higher requirements shall be accepted.

124.07 EXAMINATION FEE. Each person who takes an examination or reexamination for an electrical contractor's license shall first pay a fee of twenty-five dollars (\$25.00). Each person taking an examination or reexamination for a journeyman electrician's license or maintenance electrician's license first shall pay a fee of twenty-five dollars (\$25.00). Examination fees shall be paid to the Clerk and a receipt therefor shall be attached to each application for a license. Examination fees shall not be refunded.

124.08 LICENSE FEES AND EXPIRATION DATES. Before any license is issued, the applicant shall pay a license fee. All licenses shall expire on the last day of the year and may be renewed annually thereafter upon application of the licensee and payment of the license fee to the Clerk. Any license not renewed prior to its expiration date shall expire and may not be renewed without examination, except on recommendation of the Clerk. License fees shall be charged according to the following schedule:

Electrical contractor – annual fee - \$25.00

Journeyman electrician – annual fee - \$25.00

Maintenance electrician – annual fee - \$25.00

The Clerk shall make periodic reports to the Council, upon request, of the fees collected herein.

124.09 EXAMINATION WAIVED. Any electrical contractor or journeyman

electrician who holds a certificate of competency or license from another City that has similar licensing standards and who produces credentials showing proper accreditation as an electrical contractor or journeyman electrician shall be excused from the examination required under this chapter, if the Clerk approves the credentials.

**124.10 ELECTRICIAN'S BOND.** Any person who has been issued a license as an electrical contractor shall execute and deposit with the Clerk a bond in the sum of one thousand dollars (\$1,000.00), with sureties approved by the Clerk and Mayor. This bond is to be held as surety that the licensee will fulfill the following conditions:

1. That all electrical work performed by the licensee or under his or her supervision shall be performed in accordance with the provisions of the City's Electrical Code.
2. That the licensee will pay all fines and penalties properly imposed upon said licensee for violation of this chapter or the Electrical Code.
3. That the City shall be held free from any liability sustained by reason of the negligence or incompetence of the electrical contractor or other person working under his or her supervision.

**124.11 INSURANCE REQUIRED.** Each applicant shall also file a certificate of insurance indicating that the applicant is carrying public liability insurance in effect for the duration of the license covering the applicant and all agents and employees of the applicant for the following minimum amounts:

1. Bodily Injury - \$1,000,000 per person; \$1,000,000 per accident.
2. Property Damage - \$250,000 per incident or accident.

**124.12 SUSPENSION OR REVOCATION.** In addition to the penalties otherwise provided, the Clerk may order, in accordance with the provisions of this section, revocation or suspension of any license issued under this chapter. The following requirements shall be satisfied for the revocation or suspension of any such license:

1. The licensee shall be served with written notice containing assertions of fact or conduct which warrant the intended action, with references to the ordinance provisions allegedly violated and specifications of the time, place and nature of the hearing.
2. The Clerk shall conduct a public hearing for the purpose of receiving those issues of law and fact arising out of the individual case. Should the licensee or an authorized representative fail to appear without good cause, the Clerk may proceed to a determination of the issues.
3. The licensee shall have the right to be represented by counsel, to testify and present witnesses on his or her own behalf, and to cross-examine adverse witnesses.
4. The Clerk shall make and record finding of fact and conclusions of law and shall issue an order of suspension or revocation only when, upon review of the entire record, the Clerk finds clear and convincing evidence of a substantial violation of the City's Electrical Code.

124.13 SUMMARY SUSPENSION. If the Clerk finds that the public health or safety requires emergency action, and incorporates a finding to that effect in an order, summary suspension of a license may be ordered pending requirements suspension or revocation proceedings under Section 124.12.

124.14 APPEAL. In the event any person feels aggrieved by an action of the Clerk, said person may appeal from such action to the Council by filing written notice by certified mail of the date, time, and place of hearing to the appealing party and to the Clerk. All interested persons shall be given the opportunity to be heard at the hearing, and the Council may affirm, modify or overrule the action of the Clerk. Action taken by the Clerk shall be affirmed by the Council if such action is supported by substantial evidence upon the whole record.

124.15 TRANSFER OF LICENSE. It is unlawful for any license holder to transfer his or her license or to allow it to be used, directly or indirectly, by any other person.

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