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**IDAPA 07
TITLE 01
Chapter 03**

**07.01.03 - RULES OF ELECTRICAL LICENSING AND REGISTRATION - GENERAL
DEPARTMENT OF LABOR AND INDUSTRIAL SERVICES**

000. LEGAL AUTHORITY.

The Idaho Electrical Board is authorized under Section 54-1006(5), Idaho Code, to adopt rules concerning the issuance of electrician licenses and apprentice registrations referred to in Sections 54-1007 and 54-1010, Idaho Code. (2-26-93)

001. TITLE AND SCOPE.

These rules shall be cited as IDAPA 07, Title 01, Chapter 03, Rules of Electrical Licensing and Registration - General, Department of Labor and Industrial Services. These rules include criteria for issuance of electrical licenses and registrations. (2-26-93)

002. WRITTEN INTERPRETATIONS.

This agency has written interpretations of this chapter in the form of legal memoranda. (2-26-93)

003. ADMINISTRATIVE APPEALS.

The Attorney General's Idaho Rules Administrative Procedure govern license revocation/suspension meetings. (2-26-93)

004. -- 010. (RESERVED).

011. LICENSE APPLICATION FORMS/APPRENTICE REGISTRATION FORMS.

Application forms for Electrical Contractor, Master Electrician, Journeyman Electrician Licenses, Specialty Electrical Licenses, and registration forms for Apprentice Electricians shall be printed and made available by the Electrical Bureau of the Division of Building Safety, State of Idaho. All applications for licenses and all registrations shall be properly completed, giving all pertinent information, and all signatures shall be notarized. All applications for electrical licenses shall be accompanied by the fifteen dollar (\$15) application fee; and apprentice registration forms shall be accompanied by the ten dollar (\$10) registration fee as provided by Section 54-1014 of the Idaho Code. An application for license shall be submitted to the Electrical Bureau and shall be approved by an authorized representative of the Bureau before any examination is given and before any license is issued. An applicant for licensure must take the required examination for his classification within ninety (90) days of the date of application, or the application shall be considered to be null and void. Following the approval by an authorized representative and the successful completion of the required examination, the applicant must purchase a license prior to engaging in business within the state of Idaho. Applicants who fail to purchase a license within ninety (90) days of the date of successful examination shall be required to reapply for licensure, again obtain the approval of an authorized representative, and re-examine. (7-1-96)

012. APPRENTICE ELECTRICIAN

01. Qualifications for Apprentice Electrician. An apprentice electrician shall be required to work four (4) years, defined as eight thousand (8,000) hours of work experience, under the constant on-the-job supervision of a journeyman electrician. That work shall include three (3) categories: (1) residential, (2) commercial, and (3) industrial installations. Experience shall not exceed seventy-five percent (75%) of the work time in any one category. The requirements of the preceding sentence shall not apply to a registered apprentice enrolled in an apprenticeship program accredited by the Electrical Bureau. A person wishing to become an apprentice electrician must be employed in the electrical trade and shall register with the Department of Labor and Industrial Services prior to going to work. Said person shall carry a current registration certificate on his person at all times and shall present it upon request to personnel of the Department of Labor and Industrial Services for examination. Each apprentice shall re-register prior to each July 1, furnishing proof of required instruction and work experience performed during the previous year with notarized letters from each employer and a certificate of achievement from the vocational institution attended. This requirement shall continue each year until the minimum requirements of Chapter 10, Title 54, Idaho Code, have been fulfilled. Any apprentice failing to register by August 1 of each year shall pay an additional fee of ten dollars (\$10) to revive his registration certificate. Time shall not be credited while the apprentice is inactive or not registered, nor shall time be allowed for any year which is not accompanied by proof of required

instruction for that year of apprenticeship. (2-25-95)

02. Direct Supervision. It shall be the responsibility of the employing electrical contractor to insure that the apprentice performs electrical work only under the constant on-the-job supervision of a journeyman electrician. Any contractor who employs more than two (2) apprentice electricians for each licensed journeyman electrician employed is presumed to be in violation of the direct supervision requirements of Section 54-1010, Idaho Code, and of the constant on-the-job supervision requirement of Section 54-1003A, Idaho Code. This presumption may be rebutted by a showing by the contractor that special circumstances exist which are peculiar to the work done by that contractor which allows for effective supervision by each journeyman electrician of more than two (2) apprentice electricians. Prior to employing more than two (2) apprentice electricians for each journeyman electrician, a contractor must obtain permission from the Electrical Division to do so. Failure to comply with this requirement will be grounds for suspension or revocation of the electrical contractor's license. (4-1-91)

013. JOURNEYMAN ELECTRICIAN.

01. Experience Required. An applicant for a journeyman electrician license must have at least four (4) years experience working in the trade, in compliance with the requirements of the state in which the applicants received his experience, or as an apprentice electrician making electrical installations under the constant on-the-job supervision of a qualified journeyman electrician and meeting minimum vocational educational requirements of the Idaho Vocational Education Board as provided by Section 54-1007 of the Idaho Code. Experience in appliance repairing, motor winding, and communications will not be accepted towards qualification for a journeyman electrician license. (1-14-87)

02. Application and Examination. A qualified journeyman electrician not holding an Idaho state license shall make application for a journeyman electrician license with the Electrical Bureau prior to going to work in the state of Idaho as provided by Section 54-1002(2), Idaho Code. An applicant will be permitted a maximum of thirty (30) days in which to take the examination after making application unless mutual agreements have been made between the applicant and the Electrical Division. (1-14-87)

014. MASTER JOURNEYMAN ELECTRICIAN.

An applicant for a Master Journeyman Electrician license must have at least two (2) years experience as a licensed journeyman electrician as provided in Section 54-1007, Idaho Code. Any person having these qualifications may make application at any time by remitting to the Electrical Bureau a fifteen dollar (\$15) application fee. Upon being certified, he will be notified and may apply to take the next examination. Upon notification of passing the examination, the applicant must remit the required thirty-five dollar (\$35) fee for the issuance of a master license. A person holding a current master license shall not be required to hold a journeyman license. The license may be renewed any time during the month of July following the issuance of the license, upon payment of the fifteen dollar (\$15) renewal fee. A master license that has expired may be revived any time within one (1) year from the first day of the July following the issuance of the license, upon payment of the revival fee of twenty-five dollars (\$25). (7-1-96)

015. ELECTRICAL CONTRACTOR.

01. Qualifications for Electrical Contractor. (4-7-91)

a. Except as hereinafter provided, any person, partnership, company, firm, association, or corporation shall be eligible to apply for an electrical contractor license upon the condition that such applicant shall have at least one (1) full-time employee who holds a valid journeyman electrician license issued by the Electrical Bureau, and has held a valid journeyman electrician's license for a period of not less than two (2) years, during which time he was employed as a journeyman electrician for two thousand (2,000) hours per year, and who will be responsible for supervision of electrical installations made by said company, firm, association, or corporation as provided by Section 54-1010, Idaho Code. An individual electrical contractor may act as his own supervising journeyman electrician upon the condition that he holds a valid journeyman electrician license issued by the Electrical Bureau, and has held a valid journeyman electrician's license for a period of not less than two (2) years, during which time he was employed as a journeyman electrician for two thousand (2,000) hours per year. The supervising journeyman electrician shall be available during working hours to carry out the duties of supervising journeymen, as set forth herein. (4-1-91)

b. Those duties include assuring that all electrical work substantially complies with the National

Electrical Code and other electrical installation laws and rules of the state, and that proper electrical safety procedures are followed; assuring that all electrical labels, permits, and licenses required to perform electrical work are used; assuring compliance with correction notices issued by the Bureau; and any person designated under Subsection 015.01.a., and the contractor he represents, shall each notify the Bureau in writing if the supervising journeyman's working relationship with the contractor has been terminated. Each notice must be filed with the Bureau within ten (10) days of the date of termination. If the supervising journeyman's relationship with the contractor is terminated, the contractor's license is void within ninety (90) days unless another supervising journeyman is qualified by the Bureau. (7-27-94)

02. Required Signatures on Application. An application for an electrical contractor license shall be signed by the applicant or by the official representative of the partnership, company, firm, association, or corporation making the application. The application shall be countersigned by the supervising journeyman electrician. (4-1-91)

03. Submission of Application. Application for electrical contractor's license shall be submitted prior to the time the applicant commences to act or attempts to act as an electrical contractor in Idaho. For the purposes of this paragraph, "attempts to act as an electrical contractor" includes, but is not limited to, submitting a bid to perform electrical contracting work in this state. "Electrical contracting work" includes electrical maintenance or repair work, in addition to new electrical installations, unless such work is expressly exempted by Section 54-1016, Idaho Code. A person other than those so exempted who performs such installation, maintenance, or repair work is acting as an electrical contractor, whether or not he receives compensation for such work. Willful or repeated failure to make timely application for an electrical contractor's license or for the renewal or revival thereof shall constitute grounds for license suspension, revocation or denial for lack of fitness and qualification. (4-1-91)

04. Previous Revocation. Any applicant for an electrical contractor license who has previously had his electrical contractor license revoked for cause, as provided by Section 54-1009, Idaho Code, shall be considered as unfit and unqualified to receive a new electrical contractor license so long as such cause for revocation is continuing and of such nature that correction can be made by the applicant. (1-14-87)

05. Reviving an Expired License. Any applicant for an electrical contractor license who has allowed his license to expire and seeks to revive it under the provisions of Section 54-1013, Idaho Code, may be denied a license as unfit and unqualified if, while operating under the license prior to expiration, he violates any of the laws and/or rules applicable to electrical contractors. (4-1-91)

06. Qualification for Supervising Journeyman. A journeyman electrician shall not be considered as qualified to countersign an electrical contractor license application as the supervising journeyman, nor shall said application be approved if he does countersign said application as the supervising journeyman, if said journeyman has had his Idaho Electrical Contractor license revoked for cause under Section 54-1009, Idaho Code. (1-14-87)

07. Failure to Correct Defects in Electrical Installations. If a journeyman countersigns an electrical contractor license application pursuant to Subsection 07.01.03.015.03 and thereafter willfully fails to correct defects in electrical installations he made or supervised, and such defects are within his power to correct and are not the fault of the contractor, then the Electrical Bureau shall have the power to suspend or revoke said journeyman's license pursuant to Section 54-1009, Idaho Code. (1-14-87)

08. Overcharging of Fees. It shall be grounds for suspension or revocation of an electrical contractor license if he charges and collects from the property owner an electrical permit or inspection fee which is higher than the fee actually in effect at the time of such charging and collection, pursuant to the current Electrical Laws and Rules of the Division of Building Safety, Electrical Bureau, and the fee remitted by the contractor to the Bureau is less than the fee actually charged and collected by him. (4-6-83)

09. Electrical Contractor's Examination. (9-1-94)

a. Each electrical contractor's license applicant must pass a contractor's examination to be administered by the Bureau or its designee. Any applicant which purports to be a non-individual (i.e., corporation, partnership, company, firm, or association), must designate in writing an individual to represent the partnership, company, etc., for examination purposes. Any such designee shall be a full-time supervisory employee and may not represent any other applicant for an electrical contractor's license. (9-1-94)

b. Any person designated under Subsection 015.09.a., and the contractor he represents, shall each notify the Bureau in writing if the designee's working relationship with the contractor has been terminated. Each notice must be filed with the Bureau within ten (10) days of the date of termination. If the designee's relationship with the contractor is terminated, the contractor's license is void within ninety (90) days unless another duly qualified designee passes the electrical contractor's examination on behalf of the contractor. (9-1-94)

c. Passage of the contractor's examination shall only be required for new electrical contractor license applications submitted after the effective date of this rule, September 1, 1994, and shall not apply to license renewal or revival under Section 54-1013, Idaho Code. (9-1-94)

016. -- 999. (RESERVED).