

Chapter 694

Electricians and Dealers in Electrical Supplies

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CROSS REFERENCES

Electric Code Fund available for purposes of this chapter, 651.180

Persons in military or naval service relieved from fee payment, 408.450

State electrical code and provisions governing electrical installations, 479.410 to 479.450

694.090
Commissioner and advisory board to administer examinations to journeymen and supervising electricians, 651.220, 651.230
Rules and regulations, making and filing, Ch. 183

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Necessity of apprenticeship agreement, 660.020

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Disposition of fines under this section, 651.180

694.010 Definitions; application of chapter. (1) As used in this chapter, unless the context requires otherwise, "commissioner" means the Commissioner of the Bureau of Labor.

(2) The licensing and registration provisions of this chapter do not apply to individuals, firms or corporations, or to municipalities or quasi-municipalities engaged in the business of generating or selling electricity in connection with the construction or maintenance of lines, wires or equipment for the generation, transformation, transmission or distribution of electricity from the source of supply to the service switch, fuses or circuit breakers on the premises or property to be supplied.

(3) The licensing and registration provisions of this chapter, in so far as ORS 694.020 and 694.030 are concerned, do not apply:

(a) To the work of individuals, firms, corporations or municipalities in installing, maintaining or repairing on the premises of customers, service connections and meters and other apparatus or appliances used in the measurement of electricity.

(b) To work in connection with the lighting of streets, alleys, ways or public areas or squares.

(c) To the work of persons, firms or corporations in installing and maintaining wires, apparatus and appliances used in their business on their own premises.

(d) To municipalities or public utilities as defined by the statutes of Oregon installing, maintaining or repairing apparatus or wires for making or distributing electricity upon the premises or property owned or managed by them.

(e) To persons engaged in the business of installing and repairing ignition or lighting systems for motor vehicles.

(f) To the work of individuals, firms or corporations installing, maintaining or repairing wires, apparatus and appliances of telephone, telegraph and other communication companies.

(4) The exceptions provided for in this section shall not be construed as applying to persons, firms or corporations constructing buildings for sale.

694.020 Electrical contractors to obtain license; application, fee, conditions. (1) All persons, firms or corporations engaging in, conducting or carrying on the business of installing wires or equipment in this state

to convey electric current or installing apparatus to be operated by such current shall, for the purpose of this chapter and ORS 651.220 be known as electrical contractors and shall, on or before July 1 of each year, file with the commissioner an application in writing for each place of business operated by him and to obtain a license therefor. The application shall state the name and address of the applicant, and in case of firms, the names of the individuals composing the firm, and in case of corporations, the names of the managing officials thereof. The application shall state the location of the place of business of the applicant and the name under which the business is being or is to be conducted.

(2) No license under this section shall be issued until the applicant has paid to the commissioner an annual license fee of \$50 for each place of business operated by him.

(3) The license shall be issued upon the condition that in the installation of wires or equipment in this state to convey electrical current and of apparatus to be operated by such current, the applicant will make such installations in substantial accord with the National Electrical Code relating to such work as compiled and published under ORS 479.420 and 479.430, except in incorporated cities and towns which by ordinances or building code prescribe the manner of such installations, and that in such cities and towns the applicant will comply with the requirements of the ordinance or building code of such cities and towns relating to, and in effect at the time of entering into, a contract for such work.

694.030 Annual renewal of electrical contractor's license, fee; penalty for transacting business after expiration of license.

(1) Every electrical contractor licensed under this chapter is entitled upon the expiration of his license, or the renewal thereof, by the payment to the commissioner of a fee of \$50 on or before the date of expiration of such license, or any renewal thereof, to have his license renewed for the ensuing year ending July 1.

(2) If any such person, firm, corporation or association licensed under this chapter, continues to conduct or carry on the business, or advertises for such business, or holds himself or themselves out as transacting the business after the license has expired, then such person, firm, corporation

or association shall be liable to a penalty equal to the amount of such license fee. No license shall be issued by the commissioner to any such person, firm, corporation or association until both the license fee and penalty have been paid.

694.040 Supervising electrician to be licensed. Any person who directs, supervises or controls the installation, alteration, repair or maintenance of electrical wiring, or of equipment permanently connected thereto, is required to have a supervising electrician's license.

694.050 Application and examination for supervising electrician's initial license. (1) Applicants for license as supervising electrician shall file with the commissioner an application, together with an affidavit, setting forth that the applicant has had not less than four years' experience as a journeyman in the installation, alteration, repair or maintenance of electrical equipment, wires and apparatus in and about buildings, and listing the names and addresses of one or more employers or supervisors for or under whom the applicant has worked.

(2) Applicants shall submit to an examination touching upon their fitness and qualifications pertaining to the installation of electrical wiring and apparatus. Applicants shall be required to attain a final grade of not less than 70 points out of 100.

694.060 Issue of supervising electrician's initial license; authority of licensee. The supervising electrician who has received a passing final grade shall receive from the Bureau of Labor a license empowering him to countersign the labels required by ORS 479.440 and to perform or direct electrical work authorized by such labels for the current license year. The name of the person, firm or corporation for whom labels are to be countersigned shall be filed with the Bureau of Labor. No supervising electrician shall countersign labels or direct work for more than one person, firm or corporation.

694.070 Effect of termination of employment of supervising electrician on himself and on employer. (1) The supervising electrician may be relieved from further responsibility under any label countersigned by him, if he has left or has been discharged from the employ of a licensed electrical contractor, provided that notice in writing

to that effect is filed at once with the Bureau of Labor.

(2) Whenever a supervising electrician leaves or is discharged from the employ of any person holding an electrical contractor's license, notice in writing thereof shall be given within five days by the employer to the Bureau of Labor, and the certificate or license of such employer shall, without further order or action by the Bureau of Labor, stand suspended until the employment by him of another supervising electrician and notice in writing has been given by the employer to the Bureau of Labor, countersigned by such supervising electrician. During the period of time when such certificate is so suspended the holder thereof shall not do any electrical work for which a label is required by ORS 479.440.

694.080 Unlawful use of supervising electrician's name by electrical contractor prohibited. No supervising electrician shall permit his name to be used, or knowingly permit himself to be held out, as the officer or employe of any person holding an electrical contractor's license unless he is in fact such officer or employe and does in fact supervise the doing or installation of electrical work performed by such person.

694.090 Journeymen electricians and supervising electricians to obtain annual license; fees; exception. (1) Except as provided in subsection (3) of this section, all journeymen electricians performing work of installing electric wiring or equipment to convey electric current, or installing apparatus to be operated by such current, and all supervising electricians who direct such work of installing electric wiring or equipment, shall on or before July 1 of each year, make application to the commissioner for a license to do so on a form furnished by the commissioner. The forms shall state the applicant's full name, his address, the extent of his experience and such other information as might be deemed necessary by the commissioner.

(2) Except as otherwise provided by ORS 694.100, upon the applicant's complying with the rules, requirements and qualifications promulgated by the commissioner and paying to the commissioner a license fee of \$5 for a journeyman and \$10 for a supervising electrician, a license shall be duly issued to him by the commissioner.

(3) Persons installing, maintaining or repairing wires, apparatus and appliances of

public utilities, as defined by the laws of Oregon, shall not be required to obtain the license provided for in this section.

694.100 Right of journeymen and supervisors to license renewal; fees. (1) Every journeyman licensed under this chapter is entitled, upon expiration of his license, to a renewal thereof by payment to the commissioner of a \$5 fee on or before the date of expiration of his license or renewal thereof.

(2) Every supervising electrician licensed under this chapter is entitled, upon expiration of his license, to a renewal thereof by payment to the commissioner of a \$10 fee on or before the date of expiration of his license or renewal thereof.

694.110 Exemption of certain journeymen from examination; license, fee and proof required. Journeymen who, prior to July 1, 1935, had at least five years' practical experience in installing electric wires and equipment covered by the state electrical code established by ORS 479.430 shall not be required to take the examination provided for in ORS 651.230, but shall be issued a license by the commissioner upon payment of the \$5 license fee and furnishing of proof satisfactory to the commissioner of such five years' experience.

694.120 Apprentice electricians to register and procure permit. Every apprentice having less than four years' experience in installing electric wires and equipment covered by the state electrical code established by ORS 479.430 must register with the State Apprenticeship Council, stating the length of time he has served at such occupation and with whom he has been employed. The State Director of Apprenticeship shall issue to such applicant an identification card which will serve as a permit to work at the trade of installing electric wires, equipment and fixtures while working under the supervision of a licensed journeyman electrician.

694.130 Dealers in electrical supplies to register; fee; exemptions. (1) Every person, firm or corporation engaged in selling electrical equipment or supplies shall, on or before July 1 of each year, file with the commissioner an application in writing for registration of each place of business operated by him, which shall state the name and address of the applicant. In the case of a firm, the application shall state the name

and address of the individuals composing such firm, and in the case of a corporation, the names of the managing officials thereof. It shall also state the location and name under which the applicant's business is to be conducted.

(2) No registration under this section shall be effective until the applicant therefor has paid a \$5 registration or license fee to the commissioner, who shall issue to such person, firm or corporation a certificate of registration.

(3) No registration or license fee shall be required for temporary demonstrations. The provisions of this section do not apply to dealers in electrical products in any incorporated city maintaining "approved" inspection service within the meaning of this chapter and ORS 479.420 to 479.450, and charging through ordinance or otherwise a registration or license fee at least equal to the fee prescribed in this section.

694.140 License issue and expiration date. All licenses shall bear the date of issue and shall expire on July 1 next following the date of issue.

694.150 Suspension and cancellation of licenses. The commissioner may suspend or cancel the license of any licensee if guilty of one or more of the following acts or omissions:

(1) Wilful falsification of facts in the application.

(2) Wilful violation of any of the rules promulgated by the commissioner.

(3) Wilful and deliberate violation of the provisions of the state electrical code established by ORS 479.430.

694.160 Maintenance of action or suit by unlicensed persons prohibited. No person carrying on, conducting or transacting business as regulated by this chapter shall be entitled to maintain any suit or action in any of the courts of this state in respect of such business or of work done in connection therewith, without alleging and proving that such person was duly licensed at the time of performing such work as provided for in this chapter.

694.990 Penalties. Violation of any of the provisions of this chapter is punishable, upon conviction, by a fine not to exceed \$100 or by 60 days imprisonment in the county jail, or both.

