

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 88

BY BUSINESS COMMITTEE

AN ACT

1 RELATING TO ELECTRICAL CONTRACTORS AND JOURNEYMEN; AMENDING SECTION  
2 54-1016, IDAHO CODE, TO REVISE A CERTAIN EXEMPTION; AND DECLARING AN  
3 EMERGENCY.  
4

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 54-1016, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 54-1016. EXEMPTIONS. (1) Nothing in this chapter shall be deemed to  
9 apply to:

10 (a) Any regulated utility, telephone company, rural telephone cooper-  
11 ative or municipal communications utility, or its employees, in the in-  
12 stallation or maintenance of communication circuits, wires and apparat-  
13 us by or for such entities or their communications service customers;

14 (b) Any electrical public utility, or its employees, in the instal-  
15 lation and maintenance of electrical wiring, circuits, apparatus and  
16 equipment by or for such public utility, or comprising a part of its  
17 plants, lines or system;

18 (c) Modular buildings as defined in section 39-4301, Idaho Code, that  
19 are constructed in the state of Idaho for installation on building sites  
20 outside the state; provided however, that no modular building shall be  
21 installed on a building site in the state of Idaho until it has been ap-  
22 proved and bears the insignia of approval of the division as being in  
23 compliance with the requirements set forth in section 39-4304, Idaho  
24 Code.

25 (2) The licensing provisions of this chapter shall not apply to:

26 (a) Any property owner performing electrical work in or on the owner's  
27 primary or secondary residence or homestead, as that term is described  
28 in section 63-701, Idaho Code, associated outbuildings or land associ-  
29 ated with the entire property on which those buildings sit;

30 (b) Any person regularly employed as a maintenance electrician per-  
31 forming electrical maintenance work on the premises of the person's  
32 employer;

33 (c) Any telephone company, rural telephone cooperative, or municipal  
34 communications utility, its employees, its subsidiaries, and employees  
35 of the subsidiaries performing work on customer-owned facilities under  
36 the exclusive control of the telephone company, rural telephone cooper-  
37 ative, or municipal communications utility;

38 (d) Any telephone company, rural telephone cooperative, or municipal  
39 communications utility, its employees, its subsidiaries, and employ-  
40 ees of the subsidiaries performing repair work on customer-owned facil-  
41 ities at the request of the customer;

1 (e) Any electrical public utility, rural electrical cooperative, mu-  
2 nicipal power utility, its employees, its subsidiaries, and employees  
3 of the subsidiaries performing work on customer-owned facilities under  
4 the exclusive control of the electrical public utility, rural electri-  
5 cal cooperative, or municipal power utility; and

6 (f) Any electrical public utility, rural electrical cooperative, mu-  
7 nicipal power utility, its employees, its subsidiaries, and employees  
8 of the subsidiaries performing emergency repair work on customer-owned  
9 facilities at the request of the customer.

10 (3) The licensing provisions of this chapter shall not apply to indi-  
11 viduals licensed pursuant to chapter 50, title 54, Idaho Code, or certifi-  
12 cated pursuant to chapter 26, title 54, Idaho Code, as follows:

13 (a) Individuals holding a current heating, ventilation and air condi-  
14 tioning (HVAC) license or a current plumbing certification may install  
15 electrical circuitry from the disconnecting means to a water heater and  
16 electrical connections to the water heater as long as the disconnect is  
17 in sight from the unit and the circuit from the disconnecting means to  
18 the water heater is no more than fifty (50) feet long.

19 (b) Individuals holding a current HVAC license may install:

20 (i) Electrical space heaters with no attached ductwork;

21 (ii) Electrical connections to HVAC equipment from the discon-  
22 necting means to the unit as long as the disconnect is in sight from  
23 the unit and the circuit from the disconnecting means to the HVAC  
24 equipment is no more than fifty (50) feet long; and

25 (iii) Ventilating fans, except ducted range hoods in residences.

26 (c) HVAC licensees may install control wiring of twenty-four (24) volt  
27 or less for HVAC equipment of five (5) tons or less in capacity. Plumb-  
28 ing certificate holders are not authorized to install control wiring in  
29 HVAC equipment, regardless of voltage.

30 (4) To the extent that a plumbing or HVAC installation permit issued by  
31 the Idaho division of building safety includes any part of an electrical in-  
32 stallation, the permit issued and inspection performed shall be sufficient  
33 to satisfy the permitting and inspecting requirements of this chapter if all  
34 required permit fees have been paid.

35 (5) Approval and certification requirements of product and equipment  
36 as set forth in this chapter and in the adopted edition of the national elec-  
37 trical code do not apply to industrial equipment unless the board has made a  
38 determination that such product, machine or classes of products and machines  
39 present an undue hazard to life and property.

40 SECTION 2. An emergency existing therefor, which emergency is hereby  
41 declared to exist, this act shall be in full force and effect on and after its  
42 passage and approval.