

SB 6133 - H AMD 1196

By Representative Condotta

FAILED 02/28/2012

1 On page 3, after line 31, insert the following:

2

3 **"Sec. 4.** RCW 19.28.161 and 2010 c 33 s 1 are each amended to
4 read as follows:

5 (1) No person may engage in the electrical construction trade
6 without having a valid master journeyman electrician certificate of
7 competency, journeyman electrician certificate of competency, master
8 specialty electrician certificate of competency, or specialty
9 electrician certificate of competency issued by the department in
10 accordance with this chapter. Electrician certificate of competency
11 specialties include, but are not limited to: Residential, pump and
12 irrigation, limited energy system, signs, nonresidential maintenance,
13 restricted nonresidential maintenance, and appliance repair. Until
14 July 1, 2007, the department of labor and industries shall issue a
15 written warning to any specialty pump and irrigation or domestic pump
16 electrician not having a valid electrician certification. The warning
17 will state that the individual must apply for an electrical training
18 certificate or be qualified for and apply for electrician
19 certification under the requirements in RCW 19.28.191(1)(g) within
20 thirty calendar days of the warning. Only one warning will be issued
21 to any individual. If the individual fails to comply with this
22 section, the department shall issue a penalty as defined in RCW
23 19.28.271 to the individual.

24 (2) A person who is indentured in an apprenticeship program
25 approved under chapter 49.04 RCW for the electrical construction
26 trade or who is learning the electrical construction trade may work
27 in the electrical construction trade if supervised by a certified

1 master journeyman electrician, journeyman electrician, master
2 specialty electrician in that electrician's specialty, or specialty
3 electrician in that electrician's specialty. All apprentices and
4 individuals learning the electrical construction trade shall obtain
5 an electrical training certificate from the department. The
6 certificate shall authorize the holder to learn the electrical
7 construction trade while under the direct supervision of a master
8 journeyman electrician, journeyman electrician, master specialty
9 electrician working in that electrician's specialty, or specialty
10 electrician working in that electrician's specialty. The
11 certificate may include a photograph of the holder. The holder of
12 the electrical training certificate shall renew the certificate
13 biennially. At the time of renewal, the holder shall provide the
14 department with an accurate list of the holder's employers in the
15 electrical construction industry for the previous biennial period
16 and the number of hours worked for each employer. The holder shall
17 also provide proof of sixteen hours of: Approved classroom training
18 covering this chapter, the national electrical code, or electrical
19 theory; or equivalent classroom training taken as part of an
20 approved apprenticeship program under chapter 49.04 RCW or an
21 approved electrical training program under RCW 19.28.191(1)(h). The
22 number of hours of approved classroom training required for
23 certificate renewal shall increase as follows: (a) Beginning on
24 July 1, 2011, the holder of an electrical training certificate shall
25 provide the department with proof of thirty-two hours of approved
26 classroom training; and (b) beginning on July 1, 2013, the holder of
27 an electrical training certificate shall provide the department with
28 proof of forty-eight hours of approved classroom training. (~~At the~~
29 ~~request of the chairs of the house of representatives commerce and~~
30 ~~labor committee and the senate labor, commerce and consumer~~
31 ~~protection committee, or their successor committees,)) The
32 department of labor and industries shall provide information on the
33 implementation of the new classroom training requirements for
34 electrical trainees under chapter 33, Laws of 2010 to (~~both~~) the~~

1 appropriate committees of the legislature by December 1, 2012. A
2 biennial fee shall be charged for the issuance or renewal of the
3 certificate. The department shall set the fee by rule. The fee
4 shall cover but not exceed the cost of administering and enforcing
5 the trainee certification and supervision requirements of this
6 chapter. Apprentices and individuals learning the electrical
7 construction trade shall have their electrical training certificates
8 in their possession at all times that they are performing electrical
9 work. They shall show their certificates to an authorized
10 representative of the department at the representative's request.

11 (3) Any person who has been issued an electrical training
12 certificate under this chapter may work if that person is under
13 supervision. Supervision shall consist of a person being on the
14 same job site and under the control of either a certified master
15 journeyman electrician, journeyman electrician, master specialty
16 electrician working in that electrician's specialty, or specialty
17 electrician working in that electrician's specialty. Either a
18 certified master journeyman electrician, journeyman electrician,
19 master specialty electrician working in that electrician's
20 specialty, or specialty electrician working in that electrician's
21 specialty shall be on the same job site as the noncertified
22 individual for a minimum of seventy-five percent of each working day
23 unless otherwise provided in this chapter.

24 (4) The ratio of noncertified individuals to certified master
25 journeymen electricians, journeymen electricians, master specialty
26 electricians, or specialty electricians on any one job site is as
27 follows:

28 (a) When working as a specialty electrician, not more than two
29 noncertified individuals for every certified master specialty
30 electrician working in that electrician's specialty, specialty
31 electrician working in that electrician's specialty, master
32 journeyman electrician, or journeyman electrician, except that the
33 ratio requirements are one certified master specialty electrician
34 working in that electrician's specialty, specialty electrician

1 working in that electrician's specialty, master journeyman
2 electrician, or journeyman electrician working as a specialty
3 electrician to no more than four students enrolled in and working as
4 part of an electrical construction program at public community or
5 technical colleges, or not-for-profit nationally accredited trade or
6 technical schools licensed by the workforce training and education
7 coordinating board under chapter 28C.10 RCW. In meeting the ratio
8 requirements for students enrolled in an electrical construction
9 program at a trade school, a trade school may receive input and
10 advice from the electrical board; and

11 (b) When working as a journeyman electrician, not more than one
12 noncertified individual for every certified master journeyman
13 electrician or journeyman electrician, except that the ratio
14 requirements shall be one certified master journeyman electrician or
15 journeyman electrician to no more than four students enrolled in and
16 working as part of an electrical construction program at public
17 community or technical colleges, or not-for-profit nationally
18 accredited trade or technical schools licensed by the workforce
19 training and education coordinating board under chapter 28C.10 RCW.
20 In meeting the ratio requirements for students enrolled in an
21 electrical construction program at a trade school, a trade school
22 may receive input and advice from the electrical board.

23 An individual who has a current training certificate and who has
24 successfully completed or is currently enrolled in an approved
25 apprenticeship program or in an electrical construction program at
26 public community or technical colleges, or not-for-profit nationally
27 accredited technical or trade schools licensed by the workforce
28 training and education coordinating board under chapter 28C.10 RCW,
29 may work without direct on-site supervision during the last six
30 months of meeting the practical experience requirements of this
31 chapter.

32 (5) For the residential (as specified in WAC 296-46B-920(2)(a)),
33 pump and irrigation (as specified in WAC 296-46B-920(2)(b)), sign
34 (as specified in WAC 296-46B-920(2)(d)), limited energy (as

1 specified in WAC 296-46B-920(2)(e)), nonresidential maintenance (as
2 specified in WAC 296-46B-920(2)(g)), restricted nonresidential
3 maintenance as determined by the department in rule, or other new
4 nonresidential specialties, not including appliance repair, as
5 determined by the department in rule, either a master journeyman
6 electrician, journeyman electrician, master specialty electrician
7 working in that electrician's specialty, or specialty electrician
8 working in that electrician's specialty must be on the same job site
9 as the noncertified individual for a minimum of seventy-five percent
10 of each working day. Other specialties must meet the requirements
11 specified in RCW 19.28.191(1)(g)(ii). When the ratio of certified
12 electricians to noncertified individuals on a job site is one
13 certified electrician to three or four noncertified individuals, the
14 certified electrician must:

15 (a) Directly supervise and instruct the noncertified individuals
16 and the certified electrician may not directly make or engage in an
17 electrical installation; and

18 (b) Be on the same job site as the noncertified individual for a
19 minimum of one hundred percent of each working day.

20 (6) The electrical contractor shall accurately verify and attest
21 to the electrical trainee hours worked by electrical trainees on
22 behalf of the electrical contractor."

23

24 Renumber the remaining section consecutively and correct any
25 internal references accordingly.

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27 On page 3, line 32, after "**Sec. 4.**" strike "This act takes" and
28 insert "Sections 1 through 3 of this act take"

29

30 Correct the title.

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EFFECT: Requires the Department of Labor and Industries to submit a report to the Legislature on the implementation of the 2010 law requiring classroom training to renew a training certificate.

(Current law allows the chairs of the appropriate committees to request a report.)

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