

CHAPTER 31
BOARD OF EXAMINERS OF ELECTRICAL
CONTRACTORS

Authority

N.J.S.A. 45:5A-6.

Source and Effective Date

R.1991 d.596, effective November 20, 1991.
See: 23 N.J.R. 2917(a), 23 N.J.R. 3762(a).

Executive Order No. 66(1978) Expiration Date

Chapter 31, Board of Examiners of Electrical Contractors, expires on November 20, 1996.

Chapter Historical Note

Chapter 31, Board of Examiners of Electrical Contractors, was filed and became effective prior to September 1, 1969. Subchapter 2, Forms, containing a section on a uniform penalty letter was repealed by R.1981 d.372, effective October 8, 1981. See: 13 N.J.R. 442(b), 13 N.J.R. 707(d). Pursuant to Executive Order No. 66(1978), Chapter 31 was readopted as R.1987 d.44, effective December 12, 1986. See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a). Pursuant to Executive Order No. 66(1978), Chapter 31 was readopted as R.1991 d.596. See: Source and Effective Date.

See section annotations for specific rulemaking activity.

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SUBCHAPTER 2. (RESERVED)

SUBCHAPTER 1. GENERAL RULES AND REGULATIONS

13:31-1.1 Board meetings; quorum

(a) Regular Board meetings shall be held in accordance with a schedule that is published yearly and filed with the Secretary of State.

(b) Special meetings may be held at the request of a Board member or called by the Chairman with publication of appropriate notice pursuant to the requirements of the Open Public Meetings Act.

(c) A majority of the voting members of the Board shall constitute a quorum thereof and no action of the Board shall be taken except on the affirmative vote of a majority of the members of the entire Board.

(d) In the absence of the chairman, members shall select one of the members attending the meeting to serve as chairman for that meeting.

Amended by R.1987 d.44, effective January 5, 1987.

See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

Old text deleted and new text substituted.

13:31-1.2 Qualifications of applicants

(a) Applicants for examination for a license as an electrical contractor shall present proof satisfactory to the Board that the applicant:

1. Is over the age of 21 years;
2. Holds a high school diploma or equivalency certificate; and
3. Has had, immediately preceding the making of the application, at least five years of hands-on experience acceptable to the Board working with tools in the installation, alteration, or repair of wiring for electric light, heat or power. Hands-on experience shall not include time spent in supervising, engineering, estimating and other managerial tasks. Hands-on experience means that the applicant has:
 - i. Completed a four-year apprenticeship program approved by both a Federal agency and a Federally certified state agency recognized by the Board and at least one year of hands-on experience acceptable to the Board. A certificate of completion issued by the apprenticeship program shall be submitted with the application for the electrical contractor's examination as well as proof of the additional year of hands on experience; or
 - ii. Met the definition of a qualified journeyman electrician. The applicant shall submit proof of having satisfied the definition of N.J.A.C. 13:31-1.4(b)1 or (b)2;
 - iii. Earned a bachelor's degree in electrical engineering and completed two years of hands-on experience acceptable to the Board; or
 - iv. Provided proof of the necessary education and five years of hands-on experience gathered through an alternative means.

Amended by R.1987 d.44, effective January 5, 1987.

See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

Added text in (a) "The required term . . . other managerial tasks."

Amended by R.1996 d.143, effective March 18, 1996.

See: 28 N.J.R. 63(a), 28 N.J.R. 1553(a).

13:31-1.3 Examinations

(a) The Board examination shall be the National Electrical Contractor Licensing Examination developed by the National Assessment Institute of College Park, Maryland.

(b) An applicant must obtain a passing grade on the National Electrical Contractor Licensing Examination. Any applicant who fails to pass the Board examination shall not be eligible to retake the examination for six months from the date of such failure.

(c) An applicant shall complete all required application forms and questionnaires supplied by the Board. Examinations shall be held at least four times a year. Information about scheduled examinations and deadlines for submissions of completed applications including appropriate fees may be obtained from the Board offices at Post Office Box 45006, Newark, New Jersey 07101.

Amended by R.1981 d.491, effective December 21, 1981.

See: 13 N.J.R. 664(a), 13 N.J.R. 946(c).

(c): "two" was "three"; (c)1: "and" added and deleted after (c)2; (c)3 deleted.

(d): Old text deleted and new text substituted therefor.

Amended by R.1987 d.44, effective January 5, 1987.

See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

Deleted old text and substituted new.

Amended by R.1991 d.596, effective December 16, 1991.

See: 23 N.J.R. 2917(a), 23 N.J.R. 3762(a).

Revised (c).

Amended by R.1994 d.331, effective July 5, 1994.

See: 26 N.J.R. 1218(a), 26 N.J.R. 2795(a).

13:31-1.4 Definitions

(a) Minor repair work within the meaning of N.J.S.A. 45:5A-18(a) shall include, without limitation, the replacement of lamps and fuses operating at less than 150 volts to ground with a like or similar item.

(b) The term "qualified journeyman electrician" as used in N.J.S.A. 45:5A-18(k) shall mean and include any person who is either:

1. The holder of a current valid license to practice electrical contracting issued by the Board; or

2. A person who has acquired 8,000 hours of practical experience working with tools in the installation, alteration or repair of wiring for electric light, heat or power and who has had a minimum of 576 classroom hours of related instruction. The requirement of practical experience shall not include time spent in supervising, engineering, estimating and other managerial tasks.

Amended by R.1987 d.44, effective January 5, 1987.

See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

Deleted text " , existing wall swatches . . . existing incandescent fixtures." and added "operating at less . . .".

Amended by R.1991 d.596, effective December 16, 1991.

See: 23 N.J.R. 2917(a), 23 N.J.R. 3762(a).

Corrected error.

Amended by R.1992 d.66, effective February 3, 1992.

See: 23 N.J.R. 979(a), 24 N.J.R. 471(b).

Section revised.

13:31-1.5 Bonds

An action may be maintained on the bond required by N.J.S.A. 45:5A-19 by any person injured, aggrieved or damaged through the failure of the obligor to perform the duties prescribed for electrical contractors under the provisions of N.J.S.A. 45:5A-1, et seq. or any rule of the Board.

Case Notes

Ordinance regulating building contractors invalidated as too vague and imprecise; eligibility for financial benefits of bond. *New Jersey Builders Ass'n v. Mayor and Tp. Council, Tp. of East Brunswick*, 60 N.J. 222, 287 A.2d 725 (1972).

13:31-1.6 Familiarity with laws

Electrical contractors and business permit holders shall be familiar with all general and special Federal, State and municipal laws, ordinances and regulations pertaining to the business of electrical contracting and those employed or engaged therein.

13:31-1.7 Worker's compensation

Business permit holders shall obtain the worker's compensation insurance required by the laws of this State covering employees employed by the business permit holder or his subcontractor.

Amended by R.1987 d.44, effective January 5, 1987.

See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

"Worker's" substituted for "workmen's".

13:31-1.8 Work standards and inspections

(a) Every licensee who performs or supervises the installation, erection, repair or alteration of electrical equipment for the generation, transmission or utilization of electrical energy subject to "The Electrical Contractors Licensing Act of 1962" (N.J.S.A. 45:5A-1 et seq.) shall assure that the work performed conforms to the standards of the National Electrical Code in effect at the time the work is performed.

(b) Every licensee who performs or supervises work described in (a) above shall, within a reasonable time after completion of the work, secure an inspection of the completed work in conformity with the State Uniform Construction Code Act, N.J.S.A. 52:27D-119 et seq., and the Uniform Construction Code, N.J.A.C. 5:23-1.1 et seq.

(c) Every such licensee shall be responsible for correcting, within a reasonable time and at no additional charge to the customer, any Code violation discovered in the work performed or supervised by the licensee.